

URBAN/MUNICIPAL

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es of the meetings  
of  
Council of Hamilton



December 6, 1991

Inaugural Meeting of Hamilton City Council

December 6, 1991

7:20 o'clock p.m.

Council Chamber, City Hall

Council met pursuant to Statute.

Present: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Mr. K. E. Avery, City Clerk read the following certificate of the results of the Municipal Election:

To the Council of The Corporation of the City of Hamilton.

Members of Council.

I, KEITH E. AVERY, Clerk of the City of Hamilton, do hereby certify that on the 12th day of November, 1991, the following named were elected members of the City Council by a majority of votes:

MAYOR:

Bob Morrow

ALDERMEN:

Ward 1

Terry Cooke  
Mary Kiss

Ward 2

Vince Agro  
Bill McCulloch

Ward 3

Don Drury  
Bernie Morelli

December 6, 1991

Ward 4	Gerry Copps Dave Wilson
Ward 5	Dominic Agostino Fred Eisenberger
Ward 6	Tom Jackson Bob Charters
Ward 7	Henry Merling Terry Anderson
Ward 8	Don Ross Frank D'Amico

K. E. Avery  
City Clerk

His Worship Mayor Robert M. Morrow subscribed to the Declaration of Office and the Oath of Allegiance before His Honour Judge Sullivan followed by the Aldermen.

Reverend Constantine Marinos, St. Demetrios Greek Church led the Council in prayer.

It was moved by Alderman Cooke and seconded by Alderman Wilson that Council move into Committee of the Whole to consider the First Report of the Nominating Committee with Mayor Morrow in the chair.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

CARRIED.

\* \* \* \* \*

December 6, 1991

## FIRST REPORT OF THE NOMINATING COMMITTEE

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Wilson that the Report of the Committee of the Whole on the First Report of the Nominating Committee, be adopted.

### Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

CARRIED.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Wilson that Bill H-1 be now read a first time:

### Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

CARRIED.

\* \* \* \* \*

December 6, 1991

It was moved by Alderman Cooke and seconded by Alderman Wilson that Council move into Committee of the Whole to consider Bill H-1, with Mayor Morrow in the chair.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Wilson that the Report of the Committee of the Whole on Bill H-1, be adopted. -

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

December 6, 1991

It was moved by Alderman Cooke and seconded by Alderman Wilson that Bill H-1 be now read a third time, signed, sealed and enrolled as a By-law

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

**NAYS:** -0.

**CARRIED.**

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City Council then adjourned at 8:30 o'clock p.m.

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## **REPORT OF THE NOMINATING COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

The Nominating Committee presents its FIRST Report for 1992 and respectfully recommends:

1. Approval of the following appointments:-

**(a) Transport and Environment Committee**

Mayor R. M. Morrow  
Alderman H. Merling, Chairperson  
Alderman V. Agro, Vice-Chairperson  
Alderman M. Kiss  
Alderman B. Morelli  
Alderman D. Wilson  
Alderman F. Eisenberger  
Alderman T. Jackson  
Alderman F. D'Amico

**(b) Parks and Recreation Committee**

Mayor R. M. Morrow  
Alderman T. Jackson, Chairperson  
Alderman G. Copps, Vice-Chairperson  
Alderman T. Cooke  
Alderman Wm. McCulloch  
Alderman B. Morelli  
Alderman D. Agostino  
Alderman T. Anderson  
Alderman D. Ross

**(c) Planning and Development Committee**

Mayor R. M. Morrow  
Alderman D. Drury, Chairperson  
Alderman F. Eisenberger, Vice-Chairperson  
Alderman M. Kiss  
Alderman Wm. McCulloch  
Alderman D. Wilson  
Alderman B. Charters  
Alderman H. Merling  
Alderman F. D'Amico

**(d) Finance and Administration Committee**

Mayor R. M. Morrow  
Alderman D. Ross, Chairperson  
Alderman B. Charters, Vice-Chairperson  
Alderman T. Cooke  
Alderman V. Agro  
Alderman D. Drury  
Alderman G. Copps  
Alderman D. Agostino  
Alderman T. Anderson

**(e) Hamilton-Scourge Project Committee**

Mayor R. M. Morrow  
Alderman T. Cooke  
Alderman Wm. McCulloch  
Alderman B. Morelli  
Alderman G. Copps  
Alderman D. Agostino  
Alderman B. Charters  
Alderman T. Anderson  
Alderman D. Ross

**(f) Hamilton Entertainment and Convention Facilities Inc.**

Mayor R. M. Morrow  
Alderman F. Eisenberger  
Alderman B. Charters  
Alderman H. Merling  
Alderman T. Anderson

**(g) Licensing Committee**

Alderman T. Cooke  
Alderman D. Drury  
Alderman D. Wilson

**(h) Municipal Non-Profit (Hamilton) Housing Corporation**

Mayor R. M. Morrow  
Alderman D. Drury  
Alderman D. Wilson  
Alderman B. Charters  
Alderman T. Anderson  
Alderman D. Ross  
Alderman F. D'Amico

**(i) Public Library Board**

Alderman Wm. McCulloch  
Alderman D. Wilson

**(j) Local Architectural Conservation Advisory Committee**

Alderman Wm. McCulloch  
Alderman F. D'Amico

**(k) Hamilton Civic Hospitals Board of Governors**

Alderman H. Merling (Mayor's designate)  
Alderman B. Morelli

**(l) Hamilton Housing Company Limited**

Alderman T. Jackson  
Alderman B. Charters

**(m) Mayor's Race Relations Committee**

Mayor R. M. Morrow  
Alderman M. Kiss  
Alderman F. D'Amico

**(n) Committee of Adjustment**

Alderman B. Charters  
Alderman H. Merling

**(o) Parking Authority**

Alderman V. Agro  
Alderman D. Agostino  
Alderman F. D'Amico

**(p) Canadian Football Hall of Fame & Museum Management Committee**

Alderman D. Agostino  
Alderman F. Eisenberger  
Alderman D. Ross

**(q) Hamilton Hydro Electric Commission**

Mayor R. M. Morrow

**(r) Hamilton Region Conservation Authority**

Alderman T. Cooke  
Alderman M. Kiss  
Alderman D. Wilson  
Alderman F. Eisenberger  
Alderman F. D'Amico

**(s) Hamilton Mundialization Committee**

Mayor R. M. Morrow  
Alderman M. Kiss

**(t) Art Gallery of Hamilton Board of Management**

Alderman D. Agostino

**(u) Hamilton Region Arts Council Board of Directors**

Alderman D. Drury

**(v) Hamilton-Wentworth Creative Arts Board of Directors**

Alderman T. Cooke

**(w) Hamilton Safety Council**

Alderman H. Merling

**(x) Hamilton Society for the Prevention of Cruelty to Animals**

Alderman T. Cooke

**(y) Symphony Hamilton Board of Directors**

Alderman V. Agro

**(z) Senior Citizens Council**

Alderman B. Morelli  
Alderman T. Jackson

**(aa) Theatre Aquarius Board of Directors**

Alderman Wm. McCulloch  
Alderman T. Anderson

**(bb) United Way Board of Directors**

Alderman D. Wilson

**(cc) Barton Street Business Improvement Area**

Alderman D. Drury  
Alderman B. Morelli

**(dd) Concession Street Business Improvement Area**

Alderman H. Merling  
Alderman T. Anderson

**(ee) Downtown Promenade Business Improvement Area**

Alderman V. Agro  
Alderman Wm. McCulloch

**(ff) International Village Business Improvement Area**

Alderman V. Agro  
Alderman Wm. McCulloch

**(gg) Ottawa Street Business Improvement Area**

Alderman D. Drury  
Alderman B. Morelli  
Alderman G. Copps  
Alderman D. Wilson

**(hh) Westdale Village Business Improvement Area**

Alderman T. Cooke  
Alderman M. Kiss

**(ii) Hamilton-Wentworth Interagency Council on Smoking and Health**

Alderman T. Cooke

**(ij) Y.M.C.A. Board of Director's**

Alderman D. Ross

This appointment is being made subject to the concurrence and approval of the Y.M.C.A Board of Directors.

2.
  - (a) That an Alderman be appointed Chairman of City Council Committee of the Whole on a six (6) month rotational basis; and
  - (b) That this procedure be implemented on a trial basis to be reviewed prior to completion of the first six month term.
  - (c) That Alderman T. Cooke be appointed Chairman of the Committee of the Whole for the first six month term.
  - (d) That sub-section 3 of Section 6 of the Procedural By-law which provides for the Acting Mayor to act as the Chairman of the Committee of the Whole be suspended for the trial period. All other duties and responsibilities of the Acting Mayor to remain unchanged.
3. That leave be granted to introduce the following Bill:
  - (a) Bill H-1: A By-law to confirm the proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully submitted,

Mayor R. M. Morrow, Chairman  
Nominating Committee

JJS/dg

December 10, 1991

Hamilton City Council  
December 10, 1991  
8:20 o'clock p.m.  
Room 233, City Hall

The Council met.

Present: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico.

Absent: Mayor Morrow  
Alderman Agro  
Alderman McCulloch  
Alderman Merling

Note: The above members of City Council were present for the Committee of the Whole meeting from 5:30 p.m. to 8:15 p.m. and were absent for the formal meeting of City Council due to prior commitments.

It was moved by Alderman Ross and seconded by Alderman Agostino that Council move into Committee of the Whole to consider the First Report of the City Council Committee of the Whole, with Alderman Cooke in the chair.

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

CARRIED.

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FIRST REPORT OF THE COMMITTEE OF THE WHOLE

\*\*\*\*\*

December 10, 1991

It was moved by Alderman Ross and seconded by Alderman Agostino that Alderman V. Agro be appointed Acting Mayor for the month of December, 1991 and that Alderman Wm. McCulloch be appointed Acting Mayor for the month of January, 1992. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Agostino that the Report of the Committee of the Whole on the First Report of the City Council Committee of the Whole, be adopted.

**Recorded vote.**

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Agostino that the following Bills be now read a first time:

C-1, C-2.

H-2, H-3, H-4, H-5, H-6, H-7.

**Recorded vote.**

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Agostino that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

C-1, C-2.

H-2, H-3, H-4, H-5, H-6, H-7.

**Recorded vote.**

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Agostino that the Report of the Committee of the Whole on the following Bills, be adopted. -

C-1, C-2.

H-2, H-3, H-4, H-5, H-6, H-7.

**Recorded vote.**

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Agostino that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

C-1, C-2.

H-2, H-3, H-4, H-5, H-6, H-7.

**Recorded vote.**

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

December 10, 1991

City Council then adjourned at 8:30 o'clock p.m.

\* \* \* \* \*

**REPORT OF THE COMMITTEE OF THE WHOLE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **FIRST** Report and respectfully recommends:

1. That a 4% interim pay increase, retroactive to 1991 January 1 be processed for members of the Hamilton Professional Fire Fighters Association.
2. That, in accordance with the final report of the Comprehensive Audit of the Licence Division of the City Clerk's Department approved by City Council 1991 June 25, responsibility for Regional Trades Licensing be transferred to the Building Department effective 1992 January 1 and that the Regional Municipality of Hamilton-Wentworth be requested to approve this recommendation.
3.
  - (a) That Section 12(a)(ii) of the Tenth Report of the Finance and Administration Committee adopted by City Council 1991 May 14 authorizing and directing the City Solicitor to prepare a draft by-law to amend Schedule 4(a) of By-law 79-323 respecting Class "C" Livery Vehicles be amended by reducing the number of Class "C" Livery Vehicles from 50 to 45.
  - (b) That the City Solicitor be authorized and directed to incorporate the above amendment into the Draft By-law for submission to City Council.
4.
  - (a) That Licence Fees for 1992 where applicable, be increased by 5%.
  - (b) That the City Solicitor be authorized and directed to prepare the necessary by-law to amend various Licencing By-laws respecting fees for presentation to City Council.

5. (a) That Mr. J. Pavelka be appointed interim Chief Administrative Officer for a sixty (60) day period commencing January 1, 1992.  
(b) That the Finance and Administration Committee undertake an immediate review of the C.A.O. system of administration and submit a report and recommendation for consideration by City Council at its earliest possible opportunity.
6. That the terms of office for the current citizen members of the various Committees, Boards and Commissions be extended until February, 1992.
7. That leave be granted to introduce the following Bills:

<b>Bill C-1</b>	By-law to amend Zoning By-law No. 6593 respecting land located at 126 Lilacside Drive.
<b>Bill C-2</b>	By-law to amend Zoning By-law No. 6593 respecting land located at 1341 Upper James.
<b>Bill H-2</b>	By-law to authorize construction of the New Twin Pad Arena, including road improvements on Chedmac Drive.
<b>Bill H-3</b>	By-law to amend Licensing By-law 79-323 respecting Class "C" Livery Vehicles.
<b>Bill H-4</b>	By-law to Licence and Regulate Charitable or Religious Lottery schemes.
<b>Bill H-5</b>	By-law to amend various licensing by-laws respecting fees.
<b>Bill H-6</b>	By-law to amend By-law No. 78-224 respecting membership in the City of Hamilton Licensing Committee.
<b>Bill H-7</b>	By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

MAYOR R. M. MORROW  
CHAIRMAN

J. J. Schatz  
Deputy City Clerk

January 14, 1992

Hamilton City Council  
January 14, 1992  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met.

Present: Mayor R. M. Morrow,

Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Mayor R. M. Morrow called for a moment of private meditation prior to commencing the meeting.

\* \* \* \* \*

Mayor Morrow proclaimed the following:

"Jaycee Week" for the week of January 20th - 26th, 1992

"National Non-Smoking Week" for the week of January 20th - 26th, 1992

"Day of the Artist" on January 17th, 1992.

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Mayor Morrow administered the "Declaration of Appointed Office" to Mr. Joseph J. Schatz, City Clerk.

\* \* \* \* \*

January 14, 1992

The minutes of the meetings held October 29, 1991, December 6, 1991 and December 10, 1991 were taken as read and approved.

\* \* \* \* \*

Correspondence:

1. Letter dated 1991, December 30, from Grant Inouye respecting removal of name from taxi plate priority list.

**Received.**

2. Letter dated 1992, January 7, from Craig Chudyk re: taxi cab priority list.

**Received.**

3. Letter dated 1991, November 19, from the Hamilton Harbour Commissioners re: S. McNally and Sons Limited, -v- Her Majesty the Queen.

**Referred to the Transport and Environment Committee.**

4. Resolution dated 1991, October 18, from Township of Limerik respecting the Ministry of Environment to amend the Environmental Protection Act, Part VII, Section 67(1) regarding including some measure of inspection, and correction if necessary, of those systems that were installed before the 15th day of April, 1974.

**Referred to the Transport and Environment Committee.**

5. Letter dated 1991, December 17, from Mr. K. E. Avery, City Clerk respecting an objection to By-law 91-176 regarding Property and Lands Located at 122-126 MacNab Street South and Nos. 109, 111 and 123 Charles Street, Hamilton, Ontario. (previously distributed)

**Received.**

January 14, 1992

6. Letter dated 1991, December 17, from Mr. K. E. Avery, City Clerk respecting an objection to By-law 91-206 regarding Property at Lands Located at the Southwest Corner of Upper Sherman Avenue and Limeridge Road East, Hamilton, Ontario (previously distributed)

**Received.**

7. Letter dated 1991, December 17, from Mr. K. E. Avery, City Clerk respecting an objection to By-law 91-207 regarding Property at Lands Located on the West Side of Rice Avenue, South of Chedmac Drive, Hamilton, Ontario. (previously distributed)

**Received.**

8. Letter dated 1992, January 9, from Mr. J. J. Schatz, City Clerk respecting an objection to By-law 92-002 regarding property at 126 Lilacside Drive, Hamilton, Ontario. (previously distributed)

**Received.**

9. Letter dated 1992, January 9, from Mr. J. J. Schatz, City Clerk respecting objections to By-law 92-003 regarding property at 1341 Upper James Street, Hamilton, Ontario. (previously distributed)

**Received.**

10. Application dated 1991, October 28, from J. Beume Real Estate Ltd, Toronto, Ontario for a change in zoning from "Lmr-2" (Planned Development - Multiple Residential) (District to "H" (Community Shopping and Commercial, etc.) District modified for 121 Augusta Street, Hamilton, Ontario.

**Received.**

January 14, 1992

11. Application dated 1991, October 28, from West Highland Baptist Church, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "DE-3" (Multiple Dwellings) District for 1605 Garth Street, Hamilton, Ontario.

**Received.**

12. Application dated 1991, October 30, from 467052 Ontario Limited, c/o Tim Donut Limited, Oakville, Ontario for a change in zoning from "D" (Urban Protected Residential One and Two Family Townhouses, etc.) District and "H" (Community Shopping and Commercial, etc.) District to "H" (Community Shopping and Commercial, etc.) District modified for 261 Wellington Street North and 263 Wellington Street North, Hamilton, Ontario.

**Received.**

13. Application dated 1991, October 30, from Agommen Ltd, Hamilton, Ontario for a change in zoning from "J" (Light and Limited Heavy Industry, etc.) District to "DE-3" (Multiple Dwellings) District for 165 Burton Street, Hamilton, Ontario

**Received.**

14. Application dated 1991, October 30, from Aurelia Paul, Greg Paul and Sharon Paquette for a modification to the "C" (Urban Protected Residential, etc.) District for 300 East 34th Street, Hamilton, Ontario.

**Received.**

15. Application dated 1991, November 5, from Ernie Schoenholz and Tom Schoenholz, Hamilton, Ontario for a modification to the "C" (Urban Protected Residential, etc.) District for No. 719 Knox Avenue, Hamilton, Ontario.

**Received.**

January 14, 1992

16. Application dated 1991, November 8, from The Barn Fruit Markets Inc. Hamilton, Ontario for a modification to the "JJ" (Restricted Light Industrial) District for property at No. 2371 Barton Street East, Hamilton, Ontario.

**Received.**

17. Application dated 1991, November 22, from Benemar Construction Inc., Hamilton, Ontario for a change in zoning from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family Detached) District for land in the area south of Rymal Road East and west of the proposed extension of Upper Wentworth Street, Hamilton, Ontario.

**Received.**

18. Application dated 1991, November 22, from Sylvia Tofano, Millgrove, Ontario for a change in zoning from "DE-2" (Multiple Dwellings) District to "Commercial" for property at No. 809 Main Street East, Hamilton, Ontario.

**Received.**

19. Application dated 1991, November 26, from Lily Trieu, Hamilton, Ontario for a modification to the "D" (Urban Protected Residential - One and Two Family, Townhouses, etc.) District for 22 Greig Street, Hamilton, Ontario.

**Received.**

20. Application dated 1991, December 3, from 200 Rymal Road Inc. c/o John A. Parente, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "E-2" (Multiple Dwellings) District for 200 Rymal Road East, Hamilton, Ontario.

**Received.**

January 14, 1992

21. Application dated 1991, December 3, from A B D Technology Inc., Hamilton, Ontario for a modification to the "M-14" (Prestige Industrial) District for 55 Lancing Drive, Hamilton, Ontario.

**Received.**

22. Application dated 1991, December 3, from Artaban Non-Profit Homes Inc., Hamilton, Ontario for a change in zoning from "D" (Urban Protected Residential - One and Two Family, Townhouses, etc.) District to "E-2" (Multiple Dwellings) District modified for 322-330 Charlton Avenue West, Hamilton, Ontario.

**Received.**

23. Application dated 1991, December 3, from Angelo Salciccioli, Stoney Creek, Ontario for a change in zoning from "L-mr-1" (Planned Development - Multiple Residential) District to "DE-3" (Multiple Dwellings) District for 1067 Rymal Road East, Hamilton, Ontario.

**Received.**

24. Application dated 1991, December 6, from Vladimir Baotic, Hamilton, Ontario for a modification to the "H" (Community Shopping and Commercial, etc.) District for 314-318 Queenston Road, Hamilton, Ontario.

**Received.**

25. Application dated 1991, December 11, from Joyce Maria Carnicelli and Carriage Gate Homes Ltd., Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Detached) District for 1406 and 1418 Upper Sherman Avenue, Hamilton, Ontario.

**Received.**

January 14, 1992

26. Application dated 1991, December 11, from Domenico DeRosa, Stoney Creek, Ontario for a modification to the "D" (Urban Protected Residential - One and Two Family, Townhouses, etc.) District for 547 Wilson Street, Hamilton, Ontario.

**Received.**

27. Application dated 1991, December 11, from Brusan Development Corporation, Stoney Creek, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 655 Rymal Road West, Hamilton, Ontario.

**Received.**

28. Application dated 1991, December 12, from Vittorio Ciardullo, Hamilton, Ontario for a change in zoning from "B" (Suburban Agricultural and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District for 66 Alderson Drive, Hamilton, Ontario.

**Received.**

29. Application dated 1991, December 17, from 959945 Ontario Limited c.o.b. White Rose Centre for removal of the "H" symbol for land at Nos. 1400 - 1416, Hamilton, Ontario.

**Received.**

30. Application dated 1991, December 30, from Josip Kozar, Hamilton, Ontario for a further modification to the "H" (Community Shopping and Commercial, etc.) District regulations for part of the property at No. 1605 Main Street East, Hamilton, Ontario.

**Received.**

January 14, 1992

31. Application dated 1992, January 7, from Tyka Investments Limited, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to RT-30" (Street Townhouses) and "R-4" (Small Lot Single-Family Detached) District for 1158 Upper Wentworth Street, Hamilton, Ontario.

**Received.**

32. Letter dated 1992, January 13 from Mr. J. J. Schatz, City Clerk respecting (3 additional) objections to By-law 92-003 regarding property at 1341 Upper James Street, Hamilton, Ontario.

**Received.**

33. Letter dated 1992, January 13 from Mr. J. J. Schatz, City Clerk respecting an additional objection to By-law 92-002 regarding property at 126 Lilacside Drive, Hamilton, Ontario.

**Received.**

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It was moved by Alderman Kiss and seconded by Alderman Drury that Council move into Committee of the Whole to consider the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, and the Finance and Administration Committee, with Alderman Cooke, in the chair.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

**TRANSPORT AND ENVIRONMENT COMMITTEE - FIRST REPORT**

**Section 28 Re: Banner across Main Street - Wife Assault Prevention Month**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -16.

NAYS: Alderman Copps. -1.

**CARRIED.**

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**Section 38 Re: Transfer of PCB's waste from Etobicoke to Burlington St. E.**

It was moved by Alderman Merling and seconded by Alderman Wilson that Section 38 of the First Report of the Transport and Environment Committee be amended by adding the following as sub-section (c)

- (c) That the transfer of PCB waste from PCB Storage Sites outlined in sub-section (a) above be subject to the concurrence of the Region's Environment Committee.

Recorded vote on Section 38

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -15.

NAYS: Aldermen Kiss, Copps. -2.

**CARRIED.**

January 14, 1992

**Section 39 Re: Pat's Disposal Service Ltd. - 306 Lake Avenue North**

It was moved by Alderman Merling and seconded by Alderman Jackson that Section 39 of the First Report of the Transport and Environment Committee regarding Pat's Disposal Service, be deleted. **CARRIED.**

**PARKS AND RECREATION COMMITTEE - FIRST REPORT**

**PLANNING AND DEVELOPMENT COMMITTEE - FIRST REPORT**

**Section 14 Re: Amend By-law 91-176 - MacNab St., Charles St. and Bold St.**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Section 14 of the First Report of the Planning and Development Committee for 1992 be amended as follows:

"by adding the words "40 and 42 Bold Street" after "Charles Street" on the last line of the resolution. **CARRIED.**

\* \* \* \* \*

**Section 21 Re: Appointment of Aldermen to Ottawa Street B.I.A. Area**

Alderman Ross declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Ross's wife owns and operates a store in the Ottawa Street B.I.A.

\* \* \* \* \*

January 14, 1992

**Section 36 Re: Official Plan Amendment No. 104 for 623 Upper James Street.**

It was moved by Alderman Merling seconded by Alderman Anderson that Section 36 of the First Report of the Planning and Development Committee, be amended by deleting subsection (c). **CARRIED.**

\* \* \* \* \*

**Section 40 Re: Zoning Application 91-40 for 478 and 488 Rymal Road East**

It was moved by Alderman Drury and seconded by Alderman Morelli that Section 40 of the First Report of the Planning and Development Committee, be referred back. **CARRIED.**

**LICENSING COMMITTEE - FIRST REPORT**

**FINANCE AND ADMINISTRATION COMMITTEE - FIRST REPORT**

**Section 1 Re: Term of office for current citizen members on various Committees, Boards and Commissions.**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Copps, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -16.

**NAYS:** Alderman Agro. -1.

**CARRIED.**

**Section 2 Re: Citizen Members - Keep Hamilton Clean Committee**

It was moved by Alderman Ross and seconded by Alderman D'Amico that section 2 of the First Report of the Finance and Administration Committee, be referred back.

**CARRIED.**

\* \* \* \* \*

**FINANCE AND ADMINISTRATION COMMITTEE - SECOND REPORT**

**Section 38 Re: Purchase by Region - 1410 Limeridge Rd. E. - Red Hill Creek Expressway**

It was moved by Alderman Ross and seconded by Alderman D'Amico that section 38 of the Second Report of the Finance and Administration Committee, be amended by adding the following:

38. b) ii) The Regional Municipality of Hamilton-Wentworth covenants and agrees that if The Regional Municipality of Hamilton-Wentworth resolves to dispose of some or all of the lands described in Box 5 of this Transfer/Deed, The Regional Municipality of Hamilton-Wentworth first shall offer the lands to be disposed of to The Corporation of the City of Hamilton at or for the price (or a proportionate amount of the price in the event of the disposition of only some of the said lands) set out in this Transfer/Deed. The benefit of this covenant and agreement is not assignable by The Corporation of the City of Hamilton.

- c) That the Mayor and City Clerk by authorized to execute the required documentation.

**CARRIED.**

\* \* \* \* \*

**Section 39 Re: Cafeteria Food Services - Carmen's Catering Ltd.**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -15.

**NAYS:** Aldermen Copps, Wilson. -2.

**CARRIED.**

\* \* \* \* \*

January 14, 1992

**Section 54 Re: Hamilton Spectator Indoor Games - Grant \$50,000.**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -15.

NAYS: Aldermen Kiss, Copps. -2.

**CARRIED.**

\* \* \* \* \*

**Section 61 Re: Confidential Report - Security - City Hall**

It was moved by Alderman Drury and seconded by Alderman Agro that section 61 of the Second Report of the Finance and Administration Committee be amended by deleting recommendations 18 and 34 from the Confidential Recommendations contained in the background of the Report of the Director of Property dated 1991 November 18 which would generate a savings of approximately \$15,000.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Morelli, Copps, Merling, -7.

NAYS: Alderman Cooke, Kiss, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, Ross, D'Amico. -10. **LOST.**

Recorded vote on section 61

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -15.

NAYS: Aldermen Agro, Copps. -2.

**CARRIED.**

\* \* \* \* \*

**FINANCE AND ADMINISTRATION COMMITTEE - THIRD REPORT**

**Section 1 & 2 - Art Gallery of Hamilton - exemption from payment of municipal realty taxes**

Recorded vote.

YEAS: Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -14.

NAYS: Mayor Morrow, Aldermen Agro, Agostino. -3. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that Council move into Committee of the Whole to consider the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, and the Finance and Administration Committee, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

January 14, 1992

It was moved by Alderman Kiss and seconded by Alderman Drury that the following Bills be now read a first time:

A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8, A-9, A-10, A-11, A-12.  
C-3, C-4, C-5, C-6, C-7, C-8, C-9, C-10, C-11, C-12, C-13, C-14, C-15, C-16, C-17.  
H-8 and H-9.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss seconded by Alderman Drury that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8, A-9, A-10, A-11, A-12.  
C-3, C-4, C-5, C-6, C-7, C-8, C-9, C-10, C-11, C-12, C-13, C-14, C-15, C-16, C-17.  
H-8 and H-9.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

January 14, 1992

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8, A-9, A-10, A-11, A-12.  
C-3, C-4, C-5, C-6, C-7, C-8, C-9, C-10, C-11, C-12, C-13, C-14, C-15, C-16, C-17.  
H-8 and H-9.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8, A-9, A-10, A-11, A-12.  
C-3, C-4, C-5, C-6, C-7, C-8, C-9, C-10, C-11, C-12, C-13, C-14, C-15, C-16, C-17.  
H-8 and H-9.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

January 14, 1992

City Council then adjourned at 8:45 o'clock p.m.

\* \* \* \* \*

J. J. Schatz,  
City Clerk  
1992 January 14

January 14, 1992

## **REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FIRST** Report for 1992 and respectfully recommends:

1. That the appropriate by-law to amend By-law No. 86-77 to allow the placement of service club signs upon the road allowance be enacted by City Council.
2. That the by-law to repeal By-law No. 91-095, a by-law to expropriate 837 West 5th Street be enacted and registered on title.
3. That City Council enact the appropriate By-law to authorize the construction of local improvements of a concrete sidewalk on the north side of Concession Street from Belvidere Avenue to approx. 99m easterly.
4. That City Council enact the appropriate By-law to authorize the construction of local improvements of concrete sidewalks on both sides of Upper Ottawa Street between Stone Church Road and Rymal Road.
5. That City Council enact the appropriate By-law to authorize additional expenditure for the construction of local improvements of concrete sidewalks on Stone Church Road West.
6. That City Council enact the appropriate By-law to authorize additional expenditure for the construction of local improvements of concrete sidewalks on the east side of Sanatorium Road between Scenic Drive and Bendamere Avenue.
7. That City Council enact the appropriate By-law to authorize additional expenditure for the construction of local improvements of concrete sidewalks on the south side of Mohawk Road West from Upper Horning Road to west City limits.

8. That City Council enact the appropriate By-law to authorize additional expenditure for the construction of local improvements of concrete sidewalks on the south side of Barton Street from Kenora Avenue to Centennial Parkway.
9.
  - (a) That an Offer to Purchase, executed by Lockwood Motors Limited (Ronald Lockwood), on October 24, 1991 and scheduled to close sixty (60) days after the enactment of a by-law to sell the closed alleyway between Elgin Street and Ferguson Avenue from Kelly Street to Cannon Street, for the purchase of one half of the alleyway running north/south from Cannon Street East to Kelly Street between Ferguson Avenue and Elgin Street, containing 191.08 square metres (2,056.86 square feet), more or less, be approved and completed. The purchase price of \$24,000.00 be credited to Account Number CF 5698 42900200 (Central/Beasley P.R.I.D.E.).
  - (b) That a certified deposit cheque in the amount of \$2,400.00 be held by the City Treasurer pending approval of this transaction.
10. That an Offer to Purchase, executed by 603976 Ontario Limited (Dan Valentini, President) on October 28, 1991 and scheduled for closing on or before January 13, 1992, for the purchase of a One Foot Reserve, be approved and completed. The subject property is a 1 foot strip of land along the easterly limit of Acadia Drive, shown as Part 1 on Plan 62R-11934, containing an area of 24.83 square metres (267.27 square feet). The purchase price of \$1.00 be credited to Account Number CH 4X501 00107 (Services through Unsubdivided Land).
11.
  - (a) That an Option to Purchase, executed by Berardo DiVincenzo, Luigi DiVincenzo and Gianfranco Testa on October 28, 1991 and scheduled for closing on or before January 27, 1992, for the purchase of part of the property at 11 Forbes Street required for the extension of Forbes Street in the Blossom Estate Subdivision, be approved and completed. The subject parcel contains 2,376 square feet (.054 acre), more or less, and is shown as Part 5 on Plan 62R-10161. The purchase price of \$4.00 be charged to Account Number CH 5X303 00107 (Reserve for City's Share of Services through Unsubdivided Lands - Transportation Capital) in which sufficient funds are available to finalize this transaction.
  - (b) That consideration in the amount of \$2.00 has been paid to the owners and forms part of the purchase price.

12. (a) That a purchase order be issued to The Ultimate Source Group, Burlington, in the amount of \$63,795.15, for the supply and delivery of office furniture for the Traffic Operations Centre, being the lowest acceptable of seven tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Traffic Operations Centre Account No. CF5500-75884100.
- (b) That, because the official opening of the new centre is January, 1992 and there are long lead times for deliveries, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".
13. That a purchase order be issued to 3M Canada Inc., London, for the supply and delivery of reflective sheeting as and when required during 1992, at the unit prices attached, being the only tender received, in accordance with specifications issued by the Manager of Purchasing Vendor's tender, and that this expenditure be financed through Traffic Sign Materials Account No. CH56154 75999.
14. That a purchase order be issued to the Canadian Corps of Commissionaires (Hamilton), Hamilton, for parking enforcement services for 1992, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, as follows, and that this expenditure be financed through By-Law Services, Traffic By-Law Enforcement Account No. CH56323 75020:

Hourly Rate

Sergeant	\$11.35
Corporal	10.86
Commissionaire	10.43

G.S.T. extrat at 7%

15. That the City exercise its option to extend the following purchase orders to April 30, 1992, originally approved by Council October 29, 1991:
  - (i) Sifto Canada Inc., Mississauga, for the supply and delivery of coarse crushed sodium chloride;
  - (ii) Lakeview Sand & Gravel, Paris, for the supply and delivery of treated sand
16. That the City exercise its option to extend the purchase orders to April 30, 1994, with the contractors approved by Council July 30, 1991, Item 7 of the Tenth Report for the rental of equipment and labour for snow removal, at the rates attached thereto on Appendix "A".
17. That the limits of concrete sidewalk construction on the east side of Sorrento Place, as approved by City Council on July 30, 1991, be amended as follows:

That sidewalks be constructed on the east side of Sorrento Place from the north limit of house #39 southerly to Como Drive, and on the west side of Sorrento Place from the north limit of house #40 southerly to Como Drive.
18. That Section 26 of the 14th Report of the Transport and Environment Committee adopted by City Council on July 22, 1986, authorizing the City Solicitor to make application to a County Court Judge under Section 82 of the Registry act, R.S.O. 1980, for an order closing the Public Walkway from Larch Street to Northgate Drive as shown on Plan M-89 between Lots 150 and 151, on Reference Plan 62R-8822 be deleted in its entirety and replaced with the following:
  - (i) That the Commissioner of Transportation/Environmental Services be directed to prepare a By-Law for the stopping up, closing and sale of the Public Walkway from Larch Street to Northgate Drive.
  - (ii) That the Commissioner of Transportation/Environmental Services be directed to publish a notice pursuant to Section 301 of the Municipal Act R.S.O. 1980, of City Council's intention to pass the By-Law;
  - (iii) That the Director of Property be directed to proceed with the disposition of the said lands to the abutting owners;

- (iv) That the Commissioner of Transportation/Environmental Services register a reference plan under the Registry Act, to delineate the manner in which the closed lands are to be distributed to the abutting owners.
19. That the action of the Commissioner of Transportation/Environmental Services in approving the application of Dofasco Incorporated to temporarily change Depew Street from a two-way street to a one-way street between Burlington Street and Gertrude Street, on Sunday December 15, 1991 from 8:00 a.m. to 5:00 p.m. to facilitate their "Annual Christmas Party" be approved, subject to the following conditions:
- (a) (i) That the applicant receive "Temporary Street Closure Application" approval from Regional Police Services, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of Regional Police Services, and that all actual costs be at the expense of the organizing group;
  - (ii) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department; on the affected roadways, if deemed appropriate, at the expense of the organizing group;
  - (iii) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City;
  - (iv) That the applicant provide proof of \$2,000,000 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
  - (v) That the applicant reimburse Regional Police Services, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
  - (vi) That no property owner or resident within the barricaded area be denied access to their property if requested;

- (vii) That all property owners and tenants along the closed portion of the route be notified of the change in the street direction, by the applicant at least four weeks prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services;
  - (b) That the Commissioner of Transportation/Environmental Services be authorized to approve similar requests by Dofasco for this event in subsequent years, subject to the above-noted conditions.
20. (a) That the following City lands be incorporated into the various streets as noted below:
- |                  |                                 |
|------------------|---------------------------------|
| Elmore Drive     | Part of Block "F", Plan 62M-273 |
| Annabelle Street | Parts 1,2,4 on Plan 62R-11658   |
|                  | - and Part 1 on Plan 62R-11755  |
- (b) That the appropriate By-Laws to carry out the incorporation of the said lands into the foregoing streets be enacted by Council.
  - (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-laws.
21. That the approval granted by City Council on October 8, 1985 in adopting Item 31, of the 17th Report of the Transport and Environment Committee to close the unassumed north/south alleyway from Brucedale Avenue and Fennell Avenue between East 25th Street and East 26th Street, be deleted in its entirety.
22. That the approval granted by City Council on October 25, 1988, in adopting Item 6, of the 15th Report of the Transport and Environment Committee to close the unassumed north/south alleyway west of East 16th Street between Inverness Avenue and Thayer Avenue, Inch Park Neighbourhood, be deleted in its entirety.
23. That the approval granted by City Council on March 28, 1989 in adopting Item 17, of the 7th Report of the Transport and Environment Committee to close the unassumed north/south alleyway south of Dunsmure Road between Melrose Avenue South and Prospect Avenue South, be deleted in its entirety.

24. (a) That the additional funding in the amount of \$1,300 for the City's share of municipal services in "Gagliano Gardens" subdivision be approved.
- (b) That the Finance and Administration Committee recommend the source of funding.
25. (a) That the existing 1991 charges per metric tonne of overload be amended for 1992 as follows:

<u>Type of Vehicle</u>	<u>1991 Charge</u>	<u>% Increase</u>	<u>1992 Charge</u>
Tractor Trailer	\$127.00	3.0%	\$131.00
Single Unit Truck	\$212.00	3.0%	\$218.00

- (b) That the above fees be reviewed each year.
26. (a) That in accordance with By-Law 89-72, that Muscillo Transport Limited be given an Annual Overload Permit for the year 1992 for eight (8) tractor trailers to travel upon Wilcox Street, Windermere Road, and Strathearne Avenue;
- (b) That 11% of the total fee of \$6,288.00, or \$692.00, be credited to City account No. 25827011 (Overload Permit Fees), and that 89% or \$5,596.00 be credited to Regional Account No. 46025-301502.
27. (a) That in accordance with By-Law 89-72, that Willis Transport Incorporated be given an Annual Overload Permit for the year 1992 for two (2) tractor trailers to travel upon Strathearne Avenue and Ferguson Avenue;
- (b) That 15% of the total fee of \$2,358.00 or \$354.00 be credited to City account No. 25827011 (Overload Permit Fees), and that 85% or \$2,004.00 be credited to Regional Account No. 46025-301502.

28. That the action of the Commissioner of Transportation/Environmental Services be confirmed in authorizing:

The Women's Centre of Hamilton-Wentworth (80 Augusta Street, Hamilton, L8N 1R2) to display a promotional banner across Main Street West, in front of City Hall from November 25, 1991 to December 2, 1991, with the following message:

**WIFE ASSAULT PREVENTION MONTH - END VIOLENCE AGAINST  
WOMEN CALL THE WOMEN'S CENTRE - 522-0127**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -16.

NAYS: Alderman Copps. -1.

**CARRIED.**

29. (a) That the Mayor and City Clerk be authorized and directed to execute the required documentation to discharge an easement, known as Instrument No. 37834 A.B., for "Air Rights" affecting the lands of Maurice C. Carter Holdings Ltd. at 155 Cannon Street East, Hamilton;

- (b) That the City Solicitor be authorized and directed to prepare and register the necessary discharge documentation.

30. That City Traffic **By-Law 89-72** be amended as follows:

- (a) (i) That the existing "Alternate Side Parking" regulation on Greenaway Avenue between Cannon Street and Wilson Street be removed;
- (ii) That a "No Parking" regulation be implemented on the west side of Greenaway Avenue between Cannon Street and Wilson Street.

- (b) That the existing "No Stopping" corner clearance on the north side of Maplewood Avenue which commences at Balsam Avenue South and extends to a point 66 feet westerly therefrom, be shortened, such that the regulation commences at Balsam Avenue South and extends to a point 46 feet westerly therefrom.
- (c) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on both sides of West 2nd Street between McElroy Road West and Wembley Road.
- (d) That an "Alternate Side Parking" regulation be implemented on Dallas Avenue between East 37th Street and the west end, such that parking is prohibited;
  - on the north side of the street during the months of December, January, February and March and from the 1st to the 15th of April, May, June, July, August, September, October and November;
  - on the south side of the street from the 16th to the last day of April, May, June, July, August, September, October and November.
- (e) (i) That the existing "No Parking" regulation on the west side of Glen Echo Drive commencing 106 feet north of the extension of the north curb of the southerly leg of Loyalist Drive and extending to a point 102 feet northerly therefrom be removed;
- (ii) That a "No Stopping School Bus Loading Zone 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the west side of Glen Echo Drive commencing at a point 106 feet north of the extension of the north curb line of the southerly leg of Loyalist Drive and extending to a point 102 feet northerly therefrom.
- (f) That the existing "No Stopping, Wheelchair Loading Only, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the west side of East 38th Street which commences at a point 295 feet south of Fennell Avenue and extends to a point 25 feet southerly therefrom, be relocated, such that the regulation commences at a point 365 feet south of Fennell Avenue and extends to a point 25 southerly therefrom.

- (g) (i) That a "Permit Parking" regulation be implemented on the west side of San Remo Drive commencing at a point 98 feet south of San Francisco Avenue and extending to a point 20 feet southerly therefrom;
- (ii) That the Director of Traffic Services be authorized to issue, upon request, one parking permit Mr. Gerald White, 88 San Remo Drive.
- (h) (i) That a "Permit Parking" regulation be implemented on the west side of Tisdale Street North, commencing at a point 77 feet north of King William Street and extending to a point 20 feet northerly therefrom;
- (ii) That a "Permit Parking" regulation be implemented on the east side of Tisdale Street North, commencing at a point 38 feet north of King William Street and extending to a point 20 feet northerly therefrom;
- (iii) That the Director of Traffic Services be authorized to issue, upon request, one parking permit to Mary Camara, 31 Tisdale Street North.
- (i) That the existing "Permit Parking" regulation on the west side of Magill Street, commencing at a point 345 feet north of York Boulevard and extending to a point 20 feet northerly therefrom, be removed.
- (j) That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the south side of Bobolink Road commencing at a point 40 feet east of Meadowlark Drive and extending to a point 80 feet easterly therefrom be extended such that the regulation commences at a point 40 feet east of Meadowlark Drive and extends to a point 120 feet easterly therefrom.
- (k) That a "No Stopping, Wheelchair Loading Only 24 hours a day, Monday to Friday" regulation be implemented on the west side of Normanhurst Avenue commencing at a point 307 feet north of Dunsmure Road and extending to a point 28 feet northerly therefrom.
- (l) That a "No Parking" regulation be implemented on the south side of Dubarry Boulevard between Currie Street and Lorraine Drive.

- (m) That a "No Parking" regulation be implemented on the west side of Lorraine Drive between Reno Avenue and Larch Street.
- (n) That a "Two Hour Parking Limit, 24 hours a day, 7 days a week" regulation be implemented on the west side of Regency Street between Mohawk Road East and Summerlea Drive.
- (o) That the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on both sides of West Avenue North between Evans Street and Cannon Street be replaced by a "One Hour Parking Time Limit, 24 hours per day, Monday to Saturday" regulation.
- (p) That the existing "Three Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on both sides of East Avenue North between Barton Street and Birge Street be replaced with a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation.
- (q) That a "No Parking" regulation be implemented on the west side of Emerson Street commencing 85 feet north of Holmes Avenue and extending to a point 27 feet northerly therefrom.
- (r) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of Auchmar Road between Fennell Avenue and Garth Street.
- (s) (i) That the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" and "Alternate Side Parking" regulations on Emerald Street South between Main Street East and Hunter Street East be replaced by a "One Hour Parking Time Limit, 24 hours a day, 7 days a week" regulation on the west side of the street and a "No Parking" regulation on the east side of the street;
- (ii) That a "No Stopping" regulation be implemented on the west side of Emerald Street South commencing at Hunter Street East and extending to a point 117 feet northerly therefrom.
- (t) That the existing parking regulations on Millen Avenue between Empress Avenue and Brucedale Avenue be retained.

- (u) That a "No Parking, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the south side of Elmwood Avenue between Upper Paradise Road and the westerly end.
- (v) That a "Two Hour Parking Time Limit; 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the south side of Arkell Street between Newton Avenue and Paisley Avenue.
- (w) That the existing "Three Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the south side of Biggar Avenue, be extended by 30 feet easterly.
- (x) That a "No Parking" regulation be implemented on the west side of East 22nd Street, commencing 69 feet south of Concession St. and extending to a point 40 feet southerly therefrom.
- (y) That the existing "No Stopping, Wheelchair Loading Only, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the north side of Gertrude Street which commences 615 feet west of Depew Street and extends to a point 26 feet westerly therefrom, be removed.
- (z) The three-way stop control be implemented at the intersection of Eugene Street and Pottruff Road.
- (aa) (i) That the direction of stop control at the intersection of Glendale Avenue and Dunsmure Road be switched from the existing northbound and southbound stop on Glendale Avenue to an eastbound and westbound stop on Dunsmure Road;
- (ii) That three-way stop control be implemented at the northerly intersection of Glendale Avenue and Roxborough Avenue.
- (bb) That northbound traffic on Greenshire Drive be required to stop for eastbound and westbound traffic on Cranbrook Drive.
- (cc) (i) That three-way stop control be implemented at the intersection of Hadeland Avenue and Wendover Drive;

- (ii) That the direction of stop control at the intersection of Wendover Drive and Appleford Road be switched from northbound and southbound to eastbound and westbound.
- (dd) (i) That three-way stop control be implemented at the intersection of Ayr Street and Bingham Road;
- (ii) That three-way stop control be implemented at the intersection of Oriole Crescent, Glengrove Avenue and Armstrong Avenue;
- (iii) That appropriate pavement markings be painted at the following intersections:
  - Ayr Street and Bingham Road
  - Oriole Crescent, Glengrove Avenue and Armstrong Avenue
  - Main Street East and Reid Avenue
  - Ayr Street and Reid Avenue
- (iv) That a School Crossing Guard not be assigned to the intersection of Reid Avenue North and Ayr Street or to the intersection of Reid Avenue North and Dunsmure Road;
- (v) That the Traffic Department contact the Principal of Roxborough Park School to request that children wishing to cross Reid Avenue in the vicinity of the school, be advised to do so at the three-way stop at Reid Avenue and Ayr Street;
- (vi) That the Hamilton Street Railway relocate the existing northbound midblock bus stop and recovery point on the east side of Reid Avenue, 125 feet north of Dunsmure Road, to a point 165 feet north of Dunsmure Road on a trial basis.
- (ee) (i) That four-way stop control be implemented at the intersection of West 27th Street and Bendamere Avenue;
- (ii) That the existing northbound and southbound stop control at the intersection of West 23rd Street and Bendamere Avenue be switched to eastbound and westbound stop control.

- (ff) That three-way stop control be implemented at the intersection of Glen Echo Drive and Secord Drive.
- (gg) (i) That three-way stop control be implemented at the intersection of Hawkrigde Avenue and Tyrone Drive;
- (ii) That parking be prohibited on the east side of Tyrone Drive commencing at the south leg of Tyrone Drive and extending to a point 91 feet northerly therefrom;
- (iii) That parking be prohibited on the north side of the south leg of Tyrone Drive commencing at Tyrone Drive and extending to a point 67 feet easterly therefrom.
- (hh) (i) That a "No Stopping" corner clearance be implemented on the east side of Highridge Avenue commencing at Swan Street and extending to a point 59 feet northerly therefrom;
- (ii) That a "No Stopping" corner clearance be implemented on the east side of Highridge Avenue commencing at Swan Street and extending to a point 69 feet southerly therefrom.
- (ii) That a "No Stopping" corner clearance be implemented on the north side of Vansitmart Avenue commencing at Division Street and extending to a point 74 feet easterly therefrom.
- (jj) That parking be prohibited on the north side of Margate Avenue commencing at Princeton Drive and extending to a point 98 feet easterly therefrom.
- (kk) That a "No Stopping" regulation be implemented on the south side of Toby Crescent commencing at Grenadier Drive and extending to a point 70 feet westerly therefrom.

- (ll) That in accordance with the request by the Hamilton Street Railway Company;

- (i) the following new bus stops be approved:

Route 4 Bayfront/Nash

Inbound - Greenhill Avenue, north side, 377 feet east of the east curb line of Mount Albion Road (MB)

Outbound - Greenhill Avenue, south side, 194 feet east of the east curb line of Mount Albion Road (MB),

- (i) the following bus stop relocation be approved:

Route 4 Bayfront/Nash

Inbound - Greenhill Avenue, south side, from 24 feet west of the west curb line of Quigley Road (N/S) to Quigley Road, 233 feet north of the north curb line of Greenhill Avenue (F/S).

- (mm) (i) That a "Two Hour Parking Time Limit, 24 hours a day, 7 days a week" regulation be implemented on the south side of Napier Street between Queen Street North and Ray Street North;
- (ii) That the existing "No Parking" regulation on the south side of Napier Street commencing at Queen Street North and extending to a point 350 feet westerly therefrom, be rescinded.;
- (nn) That northbound traffic on Rouge Hill Court be required to stop for eastbound and westbound traffic on Congress Court.

31. That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to each of the first two eligible applicants residing in the building at No. 276 Mountain Park Avenue.

32. That the application by Truscan Realty Limited to lease a portion of the boulevard of King Street West adjacent to 938 King Street West be approved provided that:
- (i) The applicant pays the \$213.40 annual fee in accordance with the fee structure approved by City Council on 1986 March 25, in addition to the \$10.00 encroachment insurance charge approved by City Council on 1984 February 14.
  - (ii) The owner pays a one time \$25.00 registration fee as approved by City Council on 1986 January 14.
  - (iii) The owner pays a one time \$25.00 registration fee to discharge the existing boulevard parking agreement.
  - (iv) The owner pays a one time \$160.05 processing fee, as approved by City Council on 1990 March 27.
  - (v) The owner complies with the requirements as set out in the policy approved by City Council on 1975 June 25, respecting using a portion of the road allowance for parking purposes.
  - (vi) The parking area be constructed and maintained at the owner's expense.
  - (vii) The owner executes an agreement satisfactory to the City Solicitor, to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
33. (a) That the Glenview East Neighbourhood be designated as a Neighbourhood Watch Area;
- (b) That Neighbourhood Watch signs for the Glenview East Neighbourhood be erected and maintained by the City Traffic Department, as long as this neighbourhood maintains an active Neighbourhood Watch Program as determined by the Regional Police Department;
- (c) That the necessary funds be charged to account No. 55301-75030 (Neighbourhood Watch Program).

34. (a) That the style of special street name sign submitted by the Westdale B.I.A. as illustrated in the drawing attached hereto as Appendix "B" be approved and,  
(b) That the City of Hamilton Traffic Department be authorized to install and maintain the special street name signs as provided by the B.I.A. on King Street West from Sterling Street to Cline Avenue North, inclusive.
35. (a) That the Chairman or his designate be authorized to attend the 1992 Annual Conference of the Ontario Good Roads Association to take place on February 23 to 26, 1991 at the Royal York Hotel.  
(b) That costs for attendance be allocated to Alderman Travel Account No. CH55201-10010 from the 1991 Operating Budget.
36. (a) That the construction of an independent concrete sidewalk on the east side of Upper Paradise Road adjacent to St. Thomas More School, 1045 Upper Paradise Road proceed as a local improvement pursuant to Section 11 of the Local Improvement Act at an estimated gross cost of ten thousand, seven hundred and eighteen dollars and nineteen cents (\$10,718.19) as provided in the 1991 portion of the 1991 to 1995 Capital Budget with a City's share of zero dollars;  
(b) That once the Hamilton-Wentworth Roman Catholic Separate School Board commutes the owner's share which is ten thousand, seven hundred and eighteen dollars and nineteen cents (\$10,718.19), that the City Treasurer be authorized and directed to pay Invoice Number 19950 from Standard Paving Company for ten thousand, seven hundred and eighteen dollars and nineteen cents (\$10,718.19).
37. That Mr. D. Lobo the Manager of Streets and Sanitation be appointed to be the Acting Director of Public Works while Mr. Pavelka is the Acting Chief Administrative Officer.

38. (a) That the West Central Region Branch of the Ontario Ministry of the Environment (MOE) be advised that the City of Hamilton has no objection to the transfer of PCB waste from PCB Storage Site No. 301-89A-003, 55 Goldthorne Avenue, Etobicoke; to PCB Storage Site No. 201-85A-049 at 1632 Burlington Street, Hamilton, provided that all environmental safeguards normally associated with this type of activity are implemented to the satisfaction of the Ministry, and that all applicable City of Hamilton and Regional By-Laws are complied with fully.
- (b) That a copy of this report and its attachments be submitted to the West Central Region Branch of the MOE for their information.
- (c) That the transfer of PCB waste from PCB Storage Sites outlined in sub-section (a) above be subject to the concurrence of the Region's Environment Committee. **ADDED AND CARRIED**

Recorded vote on Section 38

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. - 15.

NAYS: Aldermen Kiss, Copps. -2.

**CARRIED.**

39. **DELETED**  
**RE: PAT'S DISPOSAL SERVICE LTD.**

40. (a) That the School Crossing Guard located at Burlington Street East and Hillyard Street be relocated to Burlington Street East and Wentworth Street;
- (b) That the Hamilton-Wentworth Regional Police Department be requested to provide safety training to students from Robert Land School on the proper and safe method of crossing roadways with a traffic signal.

41. (a) That the curb radii be increased at the north-west corner of the intersection of Gage Avenue and Barton Street, and at the north-east corner at the intersection of Barton Street and Chapple Street, and that the necessary funds, estimated to be \$55,000.00 for land and construction, be provided in the 1992 sidewalk and roadway reconstruction budget;
- (b) That letters be written to Food City and to Consumers Distributing asking that they post notices directing their drivers and other drivers to access the premises to and from Gage Avenue;
- (c) That three "To Truck Route" signs be erected on Lloyd Street in the vicinity of the driveways to Food City and Consumers Distributing, indicating that the proper route is directly to Gage Avenue;
- (d) That letters be written to Hamilton Builders Supplies and to Armour Viking Lewco Landoil and to the other business premises on Lloyd Street asking them to post notices directing their drivers and other drivers to use the appropriate shortest distance to the truck route;
- (e) That "To Truck Route" signs be erected to direct truck movements from Hamilton Builders Supplies, Armour Viking Lewco Landoil and the commercial mall to the nearest truck route;
- (f) That a "To Truck Route" sign be erected on Lloyd Street at Chapple Street directing eastbound truck traffic to proceed southerly on Chapple Street to Barton Street;
- (g) That the existing "To Truck Route" sign on the west side of Chapple Street north of Lloyd Street be relocated to the south side of the Lloyd and Chapple intersection;
- (h) That the directive to erect barriers on Lloyd Street to permit automobile traffic but prohibit truck traffic be rescinded;
- (i) That a letter be sent to Consumers Glass thanking them for their cooperation in removing their trucks away from the portion of Lloyd Street between Gage Avenue and Chapple Street.

42. (a) That a "Signal Your Turn" sign be erected to remind southbound motorists on Queen Street approaching Aberdeen Avenue;
- (b) That the Hamilton-Wentworth Regional Police Department be requested to provide additional enforcement of the various moving violations at the intersection of Queen Street and Aberdeen Avenue.
43. (a) That the parking meter maintenance and installation services presently provided by the Traffic Department be transferred to the Hamilton Parking Authority, effective immediately, on the following basis:
- (i) That the positions of Traffic Meter Foreman, Traffic Meter Serviceman/Woman I, and two positions of Traffic Serviceman/Woman II in the Traffic Department be deleted;
- (ii) That vehicle 9296 be transferred from the City to the Parking Authority;
- (iii) That the ownership of all on-street meters and spare parts inventory be transferred from the City to the Parking Authority;
- (iv) That furniture and shelving from the parking meter section not required by the Traffic Department be transferred to the Parking Authority.
44. (a) That the position of School Crossing Administrator be deleted and that the number of School Crossing Supervisors be increased from two to three;
- (b) That one School Crossing Clerk position be approved and included in the 1992 budget estimates;
- (c) That the Commissioner of Human Resources be requested to determine the appropriate salary schedules for the positions of School Crossing Supervisor and School Crossing Clerk;
- (d) That the Director of Property and Director of Traffic Services be directed to investigate and report back on the office/storage space requirements of the School Crossing office.

45. That leave be granted to introduce the following Bills:

- (a) **Bill A-1** A By-law Respecting Service Club Signs on Highways.
- (b) **Bill A-2** A By-law to repeal By-law No. 91-095, being a by-law to expropriate 837 West 5th Street.
- (c) **Bill A-3** A By-law to authorize the construction of a sidewalk on the north side of Concession Street from Belvidere Avenue to approximately 99m easterly under Section 12 of the Local Improvement Act.
- (d) **Bill A-4** A By-law to authorize the construction of sidewalks on both sides of Upper Ottawa Street between Stone Church Road and Rymal Road under Section 12 of the Local Improvement Act.
- (e) **Bill A-5** A By-law to authorize additional expenditure for the construction of local improvements of sidewalks on Stone Church Road West.
- (f) **Bill A-6** A By-law to authorize additional expenditure for the construction of local improvements of sidewalks on the east side of Sanatorium Road between Scenic Drive and Bendamere Avenue.
- (g) **Bill A-7** A By-law to authorize additional expenditure for the construction of local improvements of sidewalks on the south side of Mohawk Road West from Upper Horning Road to west City limits.
- (h) **Bill A-8** A By-law to authorize additional expenditure for the construction of local improvements of sidewalks on the south side of Barton from Kenora Avenue to Centennial Parkway.
- (i) **Bill A-9** A By-law to incorporate Parts 1, 2 and 4, Plan 62R-11658 and Part 1, Plan 62R-11755 into Annabelle Street.
- (j) **Bill A-10** A By-law to incorporate Part 3, Plan 62R-9530 into Elmore Drive.
- (k) **Bill A-11** A By-law to Amend By-law No. 89-72 to Regulate Traffic.

January 14, 1992

(1) **Bill A-12 A By-law to Amend By-law No. 89-72 to Regulate Traffic.**

**RESPECTFULLY SUBMITTED,**

T. Agnello  
Secretary

**ALDERMAN H. MERLING, CHAIRPERSON  
TRANSPORT AND ENVIRONMENT COMMITTEE**

January 6, 1992

Ref: C149-91

NOTE: GST IS EXTRA AT 7% TO ALL PRICES

EQUIPMENT AND LABOUR FOR SNOW REMOVAL 1991-92, 1992-93, 1993-94

1) TRUCK MOUNTED SNOW PLOWS, COMPLETE WITH SNOW WING

	Number of Units			HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
H&M Landscape & Maintenance Div. of Milkor Investments Inc. 1492 Wallace Road Oakville, Ontario L6L 2Y2	1		17' with Wing 35,000 Single axle Ford 8000 1981	\$ 95.00	\$105.00	\$115.00	
All Around Contracting 1-473 Melvin Avenue Hamilton, Ontario L8H 2L8	1		8' blade 1 ton pickup, single axle, '83 Dodge	\$ 45.00	\$ 48.00	\$ 52.00	
Greco Global Service & Concrete 6 Valora Court Hamilton, Ontario L8E 4S5	1		7' blade under 46,000 kg. single axle, 1980 GMC	\$45.00	\$46.00	\$48.00	
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0	1		12' wing, single axle 17,500 GVW, 1983 Int. Model 2010A	\$ 70.00	\$ 75.00	\$ 80.00	
	1		14' one way plow 17,500 GVW, 1983 Int. Model 2010A	\$ 70.00	\$ 75.00	\$ 80.00	

1) TRUCK MOUNTED SNOW PLOWS, COMPLETE WITH SNOW WING Cont'd.

	Number of Units			HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Alan Heley 43 Jamie Ann Court Hamilton, Ontario L8W 1Y3		10	8' Blade	\$ 46.00	\$ 46.00	\$ 48.00	
Advance Excavating 505 Kenora Avenue, Bldg. #1 Hamilton, Ontario L8E 3P2		1	10' Blade, single axle, 14,000 GVW Ford L800 1980	\$ 50.00	\$ 53.00	\$ 57.00	
January 14, 1992		1	10' Blade, Tandem 29,000 GVW Int. 2500 1979	\$ 50.00	\$ 53.00	\$ 57.00	

2) MOTOR GRADER MOUNTED SNOW PLOW & WING:

A) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$500 and \$1,500 as per Page 4, Item 4. Standby Time a)

Number of Units		HOURLY RATE PER TERM			
Owned	Non-Owned	Make/Model/Year	Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94
F & S Excavating Ltd. 9 Tamarack Place Stoney Creek, Ontario L8N 2M7 Did not specify - 1			\$ 43.00	\$ 43.00	\$ 43.00
Did not specify - 1			\$ 43.00	\$ 43.00	\$ 43.00
			6' Blade, 1990 Toyota 4X4 6' Blade, 1988 GMC		

B) HOURLY RATE PER TERM based on number of hours used with NO START UP COST as per Page 5, Item 4. Standby Time b)

Number of Units		HOURLY RATE PER TERM			
Owned	Non-Owned	Make/Model/Year	Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94
King Paving & Materials Co. Div. of CKPM Industries Ltd. 3385 Harvester Road Burlington, Ontario L7R 3Y5			\$104.00	\$106.00	\$108.00
14' Blade Unit 1704 1969 Champion					
1					
13' Blade Unit 1706 1970 Champion			\$104.00	\$106.00	\$108.00
1					
13' Blade Unit 1707 1971 Champion			\$104.00	\$106.00	\$108.00
1					
Delmar Contracting Limited 696 Arvin Avenue Fruitland, Ontario L0R 1L0			\$154.21	\$158.88	\$163.55
2					
14' Blade Cat 140G					

2) MOTOR GRADER MOUNTED SNOW PLOW & WING:

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C) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$1,000 and \$1,000 as per Page 5, Item 4. Standby Time c)

		Number of Units		Make/Model/Year	HOURLY RATE PER TERM			
		Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Digit Contractors Ltd. R. R. #2 Binbrook, Ontario L0R 1C0		1		1978 13'6" Blade Champion 740	\$145.00	\$150.00	\$155.00	GST extra
Black Top Enterprises Limited 93 Main Street South Hagersville, Ontario N0A 1H0		1		1975 602-T Champion 1968 562-T Champion	\$135.00	\$140.00	\$145.00	
January 14, 1992					\$135.00	\$140.00	\$145.00	
All Around Contracting 1-473 Melvin Avenue Hamilton, Ontario L8H 2L8		1		13' Blade Double Axle, 1978 Champion 740	\$135.00	\$145.00	\$152.00	
Bill Price Grader Rentals R. R. #1 Smithville, Ontario L0R 2A0		1		13' Blade, Single Axle, 1966 Austin Western	\$155.00	\$165.00	\$175.00	
		1		13' Blade, Single Axle, 1968 Austin Western	\$155.00	\$165.00	\$175.00	

2) MOTOR GRADER MOUNTED SNOW PLOW & WING:

C) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$1,000 and \$1,000 as per Page 5, Item 4. Standby Time c) - Cont'd.

	Number of Units			<u>HOURLY RATE PER TERM</u>		
	<u>Owned</u>	<u>Non-Owned</u>	<u>Make/Model/Year</u>	<u>Nov. '91 to April '92</u>	<u>Nov. '92 to April '93</u>	<u>Nov. '93 to April '94</u>
Danbill Equipment Rental Ltd. 12 Whitaker Avenue Grimsby, Ontario L3M 3J1	1		14' Blade 1974 Champion 600	\$147.00	\$154.35	\$162.06
Advance Excavating 505 Kestora Avenue, Bldg. #1 Hamilton, Ontario L8E 3P2	1		12' Blade Champion 562 1967	\$140.00	\$148.00	\$157.00

January

3) MOTOR GRADER ONLY:

A) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$500 and \$1,500 as per Page 4, Item 4. Standby Time a)  
NO BIDS

B) HOURLY RATE PER TERM based on number of hours used with NO START UP COST as per Page 5, Item 4. Standby Time b)

Number of Units  
Owned Non-Owned Make/Model/Year

HOURLY RATE PER TERM  
Nov. '91 to Nov. '92 to Nov. '93 to  
April '92 April '93 April '94

King Paving & Materials Co.  
Div. of KPM Industries Ltd.  
3385 Harvester Road  
Burlington, Ontario L7R 3Y5

1

14' Blade  
Unit 1705  
1969 Champion

\$104.00	\$106.00	\$108.00
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1

13' Blade  
Unit 1708  
1973 Champion

\$104.00	\$106.00	\$108.00
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January 14, 1992

1

13' Blade  
Unit 1709  
1973 Champion

\$104.00	\$106.00	\$108.00
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JDR Tools & Equipment  
495 Arvin Avenue  
Stoney Creek, Ontario L3E 2N1 1

Champion 740

\$ 90.00	\$ 94.00	\$ 98.00
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Delmar Contracting Limited  
696 Arvin Avenue  
Fruitland, Ontario L0R 1L0 2

14' Blade  
Cat 140G

\$154.21	\$158.88	\$163.55
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3) MOTOR GRADER ONLY:

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C) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$1,000 and \$1,000 as per Page 5, Item 4, Standby Time c)

Number of Units		HOURLY RATE PER TERM		
Owned	Non-Owned	Make/Model/Year	Nov. '91 to April '92	Nov. '92 to April '93
Sisson Construction Limited o/a Quigley Contracting 185 Hendershott Road, P.O. Box 178 Hannon, Ontario L0R 1P0				
1	1	12' Blades	Nov. '91 to April '92	Nov. '92 to April '93
1	1	Double Axles	Nov. '91 to April '92	Nov. '92 to April '93
1	1	Cat. Model 14	Nov. '91 to April '92	Nov. '92 to April '93
2	1	Cat. Model 112	Nov. '91 to April '92	Nov. '92 to April '93
1	1	Adams Model 330	Nov. '91 to April '92	Nov. '92 to April '93
		Adams 440	Nov. '91 to April '92	Nov. '92 to April '93
		Champion 562	Nov. '91 to April '92	Nov. '92 to April '93
Digit Contractors Ltd. R. R. #2 Bibbrook, Ontario L0R 1C0				
1	1	13'6" Blade	Nov. '91 to April '92	Nov. '92 to April '93
1	1	1961 Cat. 12	Nov. '91 to April '92	Nov. '92 to April '93
1	1	1962 Champion	Nov. '91 to April '92	Nov. '92 to April '93
		1972 Champion	Nov. '91 to April '92	Nov. '92 to April '93
		1962 Champion	Nov. '91 to April '92	Nov. '92 to April '93
Black Top Enterprises Limited 93 Main Street South Hagersville, Ontario N0A 1H0				
1	1	1960	Nov. '91 to April '92	Nov. '92 to April '93
		Cat 12	Nov. '91 to April '92	Nov. '92 to April '93
Wm. Groves Limited 800 Renne Street Hamilton, Ontario L8H 3R2				
1	1	13' with front blade, 1981	Nov. '91 to April '92	Nov. '92 to April '93
		Dodge D600	Nov. '91 to April '92	Nov. '92 to April '93

\$118.00

\$126.00

\$132.00

\$125.00

\$130.00

\$135.00

GST extra

\$125.00

\$130.00

\$135.00

\$118.00

\$130.00

\$143.00



3) MOTOR GRADER ONLY; Cont'd.

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C) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$1,000 and \$1,000 as per Page 5, Item 4. Standby Time c)

	Number of Units		Make/Model/Year	<u>HOURLY RATE PER TERM</u>			
	<u>Owned</u>	<u>Non-Owned</u>		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Advance Excavating	1		12' Blade				
505 Kenora Avenue, Bldg. #1			Cat 12 1969				
Hamilton, Ontario L8E 3P2	1		13' Blade				
			Cat 14 1965				
	1		13' Blade				
			Wabco 666 1964				
				\$129.00	\$137.00	\$145.00	

January 14, 1992

# 4) TANDEM REAR AXLE DUMP TRUCKS

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Number of Units  
Owned Non-Owned Make/Model/Year

HOURLY RATE PER TERM  
Nov. '91 to Nov. '92 to Nov. '93 to  
April '92 April '93 April '94

Gordon E. Cooper  
545 Barnaby Street  
Hamilton, Ontario L8H 6T8 4 16 yds.  
Double Axle  
See list

\$ 44.50	\$ 46.00	\$ 46.50
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Douglas H. Hawkes  
o/a Lakeview Haulage  
54 Seabreeze Crescent  
Fruitland, Ontario L0R 1L0 4 16 yds.  
Double Axle  
See list

\$ 42.00	\$ 43.00	\$ 44.00
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L.M. Enterprises  
714799 Ontario Limited  
27 Crooks Street  
Hamilton, Ontario L8R 2Z7 5 6 All 16 yds. except  
one 14 yd. Double  
Axles  
See list

\$ 43.00	\$ 44.00	\$ 45.00
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Black Top Enterprises Limited  
93 Main Street South  
Hagersville, Ontario N0A 1H0 2 14 yds.<sup>3</sup> Double  
Axle, Int. 1978  
Ford 1978

\$ 42.00	\$ 43.00	\$ 44.00
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Keldi Enterprise  
2075 Nebo Road, R. R. #2  
Mount Hope, Ontario 1 8 20 yds.  
Double Axle  
See list

\$ 43.00	\$ 45.00	\$ 47.00
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+ plus taxes

Leo Sremble  
802 Highway #97, R. R. #3  
Pushinch, Ontario N0B 2J0 1 20 yds.  
Double Axle  
Ford 8000 1988

\$ 46.00	\$ 48.00	\$ 50.00
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# 4) TANDEM REAR AXLE DUMP TRUCKS Cont'd.

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		Number of Units		Make/Model/Year	HOURLY RATE PER TERM			
		Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
775686 Ont. Inc. o/a Tri-R-Trucking 500 Green Road North, Unit #801 Stoney Creek, Ontario L8E 3M6 4					3	3 - 16 yds., 4 - 8 yds. Double Axles See List		
						\$ 44.00	\$ 46.00	\$ 48.00
All Around Contracting 1-473 Melvin Avenue Hamilton, Ontario L8H 2L8					1	18 yds. Double Axle 1979 Ford 8000 1980 Mack DM1M		
						\$ 46.00	\$ 50.00	\$ 55.00
JDR Tools & Equipment 495 Arvin Avenue Stoney Creek, Ontario L8E 2N1 3					1	16 yds. Double Axle See List		
						\$ 45.00	\$ 48.00	\$ 51.00
Stockford Haulage 60 Edith Avenue Hamilton, Ontario L8T 4H2					1	24 yds. Double Axle Int. 2674 1983		
						\$ 38.00	\$ 38.00	\$ 38.00
J & R Trucking 6285 Regional Road 13, P.O. Box 52 Binbrook, Ontario L0R 1C0					1	19 yds. Double Axle 1989 Ford 8000		
						\$ 46.00	\$ 48.00	\$ 50.00

4) TANDEM REAR AXLE DUMP TRUCKS Cont'd.

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4) TANDEM REAR AXLE DUMP TRUCKS Cont'd.				HOURLY RATE PER TERM			
		Number of Units		Nov. '91 to Nov. '92 to Nov. '93 to			
		Owned	Non-Owned	Make/Model/Year	April '92	April '93	April '94
				17 yds.			
Alfonsi Haulage				Double Axle			
307 Huxley Avenue South				1980 Int 51900	\$ 43.00	\$ 44.00	\$ 45.00
Hamilton, Ontario L8K 2R5				1			
				16-1/2 yds.			
Mike Smrka				Double Axle			
118 Main Street North				1989 Ford L8000	\$ 43.00	\$ 44.00	\$ 45.00
Waterdown, Ontario L0R 2H0				1			
				18 yds.			
Alan Heley							
43 Jamie Ann Court							
Hamilton, Ontario L8W 1Y3				7	\$ 46.00	\$ 46.00	\$ 48.00
				See List			
Cardi Construction Limited							
24 Garden Avenue							
Stoney Creek, Ontario L8E 2Y9				15	\$ 45.00	\$ 45.00	\$ 45.00
				16.2 yds.			
David Flegg				Double Axle, 1990			
c.o.b. Flegg's Haulage				Kenworth T450	\$ 47.00	\$ 48.00	\$ 49.00
38 Benson Avenue							
Hamilton, Ontario L8H 3M9				1			
				14 cu.yds.			
Molisan Construction Company Limited				Double Axle			
40 Hildegard Drive				1988 Ford 8000	\$ 47.00	\$ 49.00	\$ 51.00
Hamilton, Ontario L8K 5R9				1			plus GST

4) TANDEM REAR AXLE DUMP TRUCKS Cont'd.

- 13 -

	Number of Units		Make/Model/Year	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Delmar Contracting Limited 696 Arvin Avenue Fruitland, Ontario L0R 1L0	10		14 cu.yds. Double Axle See List	\$ 51.40	\$ 56.07	\$ 60.75	
Advance Excavating 505 Kenora Avenue, Bldg. #1 Hamilton, Ontario L0E 3P2	16	5	15 cu.yds. Double Axle See List	\$ 48.00	\$ 52.00	\$ 56.00	
Pasini Haulage Ltd. 213 St. John Church Road West Hamilton, Ontario L9B 1A2	50			\$ 41.00	\$ 42.00	\$ 44.00	
738565 Ontario Limited o/a Mountainview Excavating 908 Ridge Road East Vinemount, Ontario L0R 2G0	1		16 yard Double Axle GMC 1978	\$ 43.00	\$ 44.00	\$ 45.00	
J & M Caucci Concrete Ltd. 38 Cherryridge Close Hamilton, Ontario L8G 4X3	1		18 yards Double Axle Ford 1989	\$ 51.00	\$ 52.00	\$ 53.00	
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0	40		18 cu.yds. Double Axle See List	\$ 47.00	\$ 49.00	\$ 51.00	

4) TANDEM REAR AXLE DUMP TRUCKS Cont'd.

- 14 -

	Number of Units		Make/Model/Year	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
G.F. Mason Excavating P.O. Box 6 Fruitland, Ontario L0R 1L0	3		18 cu.yds. Double Axle See List	\$ 47.00	\$ 49.35	\$ 51.80	
Greco Bobcat Service 6 Valore Court Hamilton, Ontario L8E 4S5	2		16 yard Double Axle See List	\$ 49.00	\$ 50.00	\$ 51.00	
Tony & Paul Concrete 6 Hewison Road Stoney Creek, Ontario L8E 2T4	2		16 & 18 yards Double Axle See List	\$ 51.00	\$ 52.00	\$ 53.00	
D. Swearingen Trucking P.O. Box 193 Hannon, Ontario L0R 1P0	2	4	Various yardages Double Axle See List	\$ 42.00	\$ 44.00	\$ 46.00	
Puglisi & Son Haulage Ltd. 524 Upper Kenilworth Avenue Hamilton, Ontario L8T 4H2	2	6	15 ft. Double Axles See List	\$ 44.00	\$ 46.00	\$ 48.00	
Roma Concrete & Paving 2 Hewison Road Stoney Creek, Ontario L8E 2T4	2		16 cu.yds. Double Axles See List	\$ 51.00	\$ 52.00	\$ 53.00	

# 5) RUBBER TRED LOADERS

- 15 -

	Number of Units		Size of Bucket	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Molisian Construction Company Limited 40 Hildegard Drive Hamilton, Ontario L8K 5R9	1		1989 Ford 655 1-1/4 cu yds.	\$ 52.00	\$ 54.00	\$ 56.00	plus GST
Cardeen Construction Limited 11 Garden Avenue, Unit #8 Stoney Creek, Ontario L8E 2Y8	8		See List	\$ 106.00 \$ 66.00 \$ 71.00	\$ 109.00 \$ 69.00 \$ 74.00	\$ 114.00 \$ 74.00 \$ 79.00	
Cardi Construction Limited 24 Garden Avenue Stoney Creek, Ontario L8E 2Y9	5		See List	\$ 52.00 \$ 45.00 \$ 103.00	\$ 55.00 \$ 46.00 \$ 105.00	\$ 60.00 \$ 47.00 \$ 107.00	
Alan Healey 43 Jamie Ann Court Hamilton, Ontario L8W 1Y3	4		1.5 yd.	\$ 57.00	\$ 57.00	\$ 58.00	
O. Ciccarelli & Son Contracting 807 Highway 53 East, R. R. #1 Ancaster, Ontario L9G 3K9	1		'89 Caterpillar 2.5 yd. <sup>3</sup>	\$ 75.00	\$ 77.00	\$ 79.00	
Workman Excavating 849 Butter Road Ancaster, Ontario L9G 3L1	2		1-1/2 yd. <sup>3</sup>	\$ 62.00	\$ 64.00	\$ 66.00	

5) RUBBER TIRE LOADERS Cont'd.

- 16 -

	Number of Units		Size of Bucket	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Bill Price Grader Rentals R. R. #1 Smithville, Ontario L0R 2A0	1	1	1-1/2 yd.	\$ 55.00	\$ 57.50	\$ 60.00	
R.C.M. Contracting Ltd. 54 Pleasant Avenue Hamilton, Ontario L9C 4M7	4		1-1/2 yds.	\$ 44.86	\$ 46.73	\$ 48.60	
JDR Tools & Equipment 495 Kevin Avenue Stoney Creek, Ontario L8E 2N1	10		3 yard 1-1/4 yard	\$ 85.00 \$ 55.00	\$ 90.00 \$ 58.00	\$ 95.00 \$ 61.00	
Mounberg Excavating Inc. 1554 Old Highway 99, R. R. #3 Dundas, Ontario L9H 5E3	3		1-1/2 yard	\$ 65.00	\$ 67.50	\$ 70.00	
All Around Contracting 1-473 Melvin Avenue Hamilton, Ontario L8H 2L8	1		1 m <sup>3</sup>	\$ 56.00	\$ 60.00	\$ 65.00	
775686 Ont. Inc. o/a Tri-R-Trucking 500 Green Road North, Unit #801 Stoney Creek, Ontario L8E 3M6	2		1-1/2 Bucket	\$ 48.00	\$ 50.00	\$ 52.00	

5) RUBBER TIRE LOADERS Cont'd.

- 17 -

	Number of Units		Size of Bucket	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Angel Excavating Ltd. 420 Highway #8 Stoney Creek, Ontario L8G 1G2 1			1-1/2 yard	\$ 52.00	\$ 54.00	\$ 56.00	
F & S Excavating Ltd. 9 Tamarack Place Stoney Creek, Ontario L8N 2M7 2			2 yards	\$ 45.00	\$ 45.00	\$ 45.00	
Wm. Groves Limited 800 Rennie Street Hamilton, Ontario L8H 3R2 1			1-1/2 yards	\$ 83.00	\$ 91.00	\$ 100.00	
Keldi Enterprise 2075 Nebo Road, R. R. #2 Mount Hope, Ontario		3	1-1/4 yards <sup>3</sup>	\$ 55.00	\$ 57.00	\$ 59.00	
L.M. Enterprises 714794 Ontario Limited 27 Crooks Street Hamilton, Ontario L8R 2Z7 2			1-1/2 yards	\$ 55.00	\$ 55.00	\$ 57.00	
William Spear 161 Allenby Hamilton, Ontario L9A 2T6 1			1-1/4 yards <sup>3</sup>	\$ 55.00	\$ 57.75	\$ 60.55	

5) RUBBER TIRED LOADERS Cont'd.

- 18 -

	Number of Units		Size of Bucket	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Delmar Contracting Limited 696 Arvin Avenue Fruitland, Ontario L0R 1L0	4		4 yards	\$107.48	\$112.15	\$116.82	
Advance Excavating 505 Kenora Avenue, Bldg. #1 Hamilton, Ontario L0E 3P2	2 6		1-1/2 yard <sup>3</sup> 1-1/2 yard <sup>3</sup>	\$ 60.00 \$ 78.00	\$ 64.00 \$ 83.00	\$ 68.00 \$ 88.00	
Digger Excavating Ltd. 120 Second Road West Stone Creek, Ontario L8G 3X4	1	1	1-1/2 yard	\$ 54.00	\$ 56.00	\$ 58.00	
Pasinfino Haulage Ltd. 213 Stone Church Road West Hamilton, Ontario L9B 1A2		1	Front Blower 1-1/2 yd.	\$ 55.00	\$ 56.00	\$ 58.00	
Bill Wilcockson Trenching 182 East 19th Street Hamilton, Ontario L9A 4S5	1		1-1/2 yards	\$ 57.50	\$ 58.50	\$ 59.50	
758565 Ontario Limited o/a Mountainview Excavating 908 Ridge Road East Vinemount, Ontario L0R 2G0	2		Various sizes 24"	\$ 55.00	\$ 57.00	\$ 59.00	

5) RUBBER TIRED LOADERS Cont'd.

- 19 -

	Number of Units		Size of Bucket	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
J & M Caucci Concrete Ltd. 38 Cherryridge Close Hamilton, Ontario L8G 4X3	1		1 yard	\$ 57.00	\$ 58.00	\$ 59.00	
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0	15		3 yard <sup>3</sup> 1.5 yard <sup>3</sup>	\$ 92.00 \$ 62.00	\$ 97.00 \$ 67.00	\$ 102.00 \$ 72.00	
G.F. Mason Excavating P.O. Box 6 Fruitland, Ontario L0R 1L0	1 3		3-1/2 yd. Bucket 1-1/8 yd. Bucket	\$ 85.00 \$ 58.00	\$ 89.25 \$ 61.00	\$ 93.70 \$ 64.00	
Greco Bobcat Service 6 Valore Court Hamilton, Ontario L8E 4S5	1		1 Yard	\$ 59.00	\$ 60.00	\$ 61.00	
Tony & Paul Concrete 6 Hewison Road Stoney Creek, Ontario L8E 2T4	1		1 Yard	\$ 57.00	\$ 58.00	\$ 59.00	
D. Swing Trucking P.O. Box 193 Hannon, Ontario L0R 1P0	2		1-1/2 yds.	\$ 46.00	\$ 48.00	\$ 50.00	

5) RUBBER TIRED LOADERS Cont'd.

- 20 -

	Number of Units		Size of Bucket	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Roma Concrete & Paving 2 Hewitson Road Stoney Creek, Ontario L8E 2T4	1		1 Yard	\$ 57.00	\$ 58.00	\$ 59.00	

January 14, 1992

6) WHEELED SIDEWALK CLEANER WITH BLADE LESS THAN 5'

- 21 -

	<u>Number of Units</u>		<u>Size of Blade</u>	<u>HOURLY RATE PER TERM</u>			
	<u>Owned</u>	<u>Non-Owned</u>		<u>Nov. '91 to April '92</u>	<u>Nov. '92 to April '93</u>	<u>Nov. '93 to April '94</u>	
Artek 617180 (Wayne Gater) 250 Kemp Road West Grimsbey, Ontario L3M 4E7	5		5'	\$ 58.00	\$ 61.00	\$ 64.00	
O. Ciccarelli & Son Contracting 807 Highway 53 East, R. R. #1 Ancaster, Ontario L9G 3K9	1 1		48" 60"	\$ 45.00	\$ 46.00	\$ 47.00	
Workman Excavating 849 Butter Road Ancaster, Ontario L9G 3L1	1 1		4' Blade or Snowblower 5'	\$ 62.00	\$ 64.00	\$ 66.00	
R.C.M. Contracting Ltd. 54 Pleasant Avenue Hamilton, Ontario L9C 4M7	2		4-1/2' bucket	\$ 41.12	\$ 42.99	\$ 44.86	
JDR Tools & Equipment 495 Arvin Avenue Stoney Creek, Ontario L8E 2N1	1			\$ 52.00	\$ 55.00	\$ 58.00	
Harold J. Martin o/a Crescan Landscape Contractors P.O. Box 4056, Station D Hamilton, Ontario L8V 4L5	2 1		See List	\$ 50.00	\$ 54.00	\$ 58.00	

6) WHEELED SIDEWALK CLEANER WITH BLADE LESS THAN 5' Cont'd. -22-

HOURLY RATE PER TERM  
Nov. '91 to Nov. '92 to Nov. '93 to  
April '92 April '93 April '94

Number of Units  
Owned Non-Owned Size of Blade

775686 Ont. Inc. o/a Tri-R-Trucking 500 Green Road North, Unit #801 Stoney Creek, Ontario L8E 3M6	1	60"	\$ 44.00	\$ 45.00	\$ 46.00
Keldi Enterprise 2075 Nebo Road, R. R. #2 Mount Hope, Ontario	1	4'11"	\$ 45.00	\$ 47.00	\$ 49.00
HS&L Landscape & Maintenance Div. of Mikori Investments Inc. 1492 Wallace Road Oakville, Ontario L6L 2Y2	1 1 1	48" or 60" 48" 32"	\$ 38.00 \$ 30.00 \$ 25.00	\$ 42.00 \$ 34.00 \$ 28.00	\$ 47.00 \$ 38.00 \$ 30.00
851694 Ontario Inc. o/a Battlefield Bobcat Service 367 Hemlock Avenue Stoney Creek, Ontario L8E 2C9	2	59"	\$ 46.00	\$ 47.00	\$ 48.00
William Spear 161 Allenby Hamilton, Ontario L9A 2T6	1	4'11"	\$ 45.00	\$ 47.25	\$ 49.65

January 14, 1992

6) WHEELED SIDEWALK CLEANER WITH BLADE LESS THAN 5' Cont'd. -23-

		Number of Units		Size of Blade	HOURLY RATE PER TERM					
		Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94			
Bill's Snow Plowing 80 Robinson Street, Suite 203 Hamilton, Ontario L8P 1Z1					2	4'8" Blade and Bucket				
							\$ 50.00	\$ 50.00	\$ 53.00	
Triple "G" Fencing & Landscaping 1592 Upper Gage Hamilton, Ontario L8W 1E7					2	Skid Steer Loaders Bucket or Blade 54" & 60"				
							\$ 48.00	\$ 49.00	\$ 50.00	
Sunsco Landscape Construction Ltd. P.O. Box 7045 Ancaster, Ontario L9G 3L3					2	54"-60"				
							\$ 48.00	\$ 52.00	\$ 56.00	
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0					20	Blade & Bucket 54"-60"				
							\$ 60.00	\$ 65.00	\$ 70.00	
Greco Bobcat Service 6 Valore Court Hamilton, Ontario L8E 4S5					1	5'				
							\$ 51.00	\$ 52.00	\$ 53.00	

7) WHEELED SIDEWALK CLEANER WITH BLOWER

- 24 -

E. Woytkiw Haulage Ltd.  
P.O. Box 235  
Hannon, Ontario L0R 1P0

	<u>Number of Units</u>		<u>Size of Bucket</u>
	<u>Owned</u>	<u>Non-Owned</u>	
	20		8' Blade, V8 4X4 Trucks

HOURLY RATE PER TERM  
Nov. '91 to Nov. '92 to Nov. '93 to  
April '92 April '93 April '94

\$ 49.00	\$ 53.00	\$ 57.00
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January 14, 1992

8) TRACK SIDEWALK CLEANER WITH BLADE LESS THAN 5'

Number of Units  
Owned Non-Owned Size of Bucket

HOURLY RATE PER TERM  
Nov. '91 to Nov. '92 to Nov. '93 to  
April '92 April '93 April '94

Benny Haulage Limited  
66 Hillyard Street  
Hamilton, Ontario L8L 6B4

1

1978 5'

\$ 68.00	\$ 73.00	\$ 78.00
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741806 Ont. Inc.

o/a Blizzard Snow Plowing  
669 Beach Blvd.

Hamilton, Ontario L8H 6X8

1

1974 48"

\$ 50.00	\$ 52.00	\$ 55.00
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Bill's Snow Plowing

80 Robinsom Street, Suite 203  
Hamilton, Ontario L8P 1Z1

3

1974/5  
48"

\$ 50.00	\$ 50.00	\$ 53.00
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E. Woytkiw Haulage Ltd.  
P.O. Box 235

Hannon, Ontario L0R 1P0

4

54"

\$ 68.00	\$ 73.00	\$ 78.00
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9) TRACK SIDEWALK CLEANER WITH BLOWER NO BIDS

10) MISCELLANEOUS EQUIPMENT

- 26 -

Number of Units  
Owned Non-Owned Details

HOURLY RATE PER TERM  
Nov. '91 to Nov. '92 to Nov. '93 to  
April '92 April '93 April '94

Carden Construction Limited  
11 Garden Avenue, Unit #8  
Stoney Creek, Ontario L8E 2Y8 1

Cat D7 1988  
Blade with Cab  
Hi Track

\$ 95.00	\$ 98.00	\$103.00
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Cardi Construction Limited  
24 Garden Avenue  
Stoney Creek, Ontario L8E 2Y9 1

Track Loaders  
Cat 953 1985  
Cat 963 1987

\$ 79.00	\$ 81.00	\$ 83.00
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Workman Excavating  
1849 Butter Road  
Ancaster, Ontario L9G 3L1 1  
1  
1  
1

Int.1066 1980 140 HD 8'Snowblower  
MF 1185 1978 140 HD 8' Snowblower  
GMC 2500 1989 Pickup 4x4 8' Blade

\$100.00	\$104.00	\$108.00
\$100.00	\$104.00	\$108.00
\$ 60.00	\$ 62.00	\$ 64.00

Bill Price Grader Rentals  
R. R. #1  
Smithville, Ontario L0R 2A0 1

1991 Dodge Truck complete with  
rev. plow, 4X4, 1 ton  
dual wheels

\$ 40.00	\$ 42.50	\$ 45.00
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R.C.M. Contracting Ltd.  
54 Pleasant Avenue  
Hamilton, Ontario L9C 4M7 1  
1  
1

GMC 3/4 Ton 1985 4 Way Angle Blade  
Jeep 4X4 1989 4 Way Angle Blade  
Jeep 4X4 1988 4 Way Angle Blade

\$ 37.38	\$ 39.25	\$ 41.12
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JDR Tools & Equipment  
495 Arvin Avenue  
Stoney Creek, Ontario L8E 2N1 7

JD 450 Dozer 6 way Blade  
JD 550 Dozer 6 way Blade  
JD 750 Dozer

\$ 61.00	\$ 64.00	\$ 67.00
\$ 62.00	\$ 65.00	\$ 68.00
\$ 78.00	\$ 80.00	\$ 82.00

10) MISCELLANEOUS EQUIPMENT Cont'd.

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	Number of Units		Details	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Harold J. Martin o/a Crescan Landscape Contractors P.O. Box 4056, Station D Hamilton, Ontario L8V 4L5	2	1	'88/89 3/4T 4X4 with 7-1/2' Western Plow '88/89 Gravelly 5400 12 hp with 48" blade or 39" snow thrower	\$ 50.00	\$ 54.00	\$ 58.00	
Wm. Groves Limited 800 Rennie Street Hamilton, Ontario L8H 3R2	1		Ford 555A 1985 Loader/Backhoe	\$ 77.00	\$ 85.00	\$ 84.00	
Keld Enterprise 2075 Hebo Road, R. R. #2 Moung Hope, Ontario	1	4	'78 Jimmy 4X4 7-1/2' Blade '75 Chev 1 ton 4X4 8-1/2' Blade On request	\$ 43.00 \$ 43.00 \$ 43.00	\$ 45.00 \$ 45.00 \$ 45.00	\$ 47.00 \$ 47.00 \$ 47.00	
L.M. Enterprises 714794 Ontario Limited 27 Crooks Street Hamilton, Ontario L8R 2Z7	1		'90 Bobcat 743 5' bucket	\$ 45.00	\$ 56.00	\$ 47.00	
HS&M Landscape & Maintenance Div. of Milkor Investments Inc. 1492 Wallace Road Oakville, Ontario L6L 2Y2	3		1 ton 8' Arctic Plow & 2 yd. Sanding Unit '89/'90/'91	\$ 40.00	\$ 45.00	\$ 50.00	

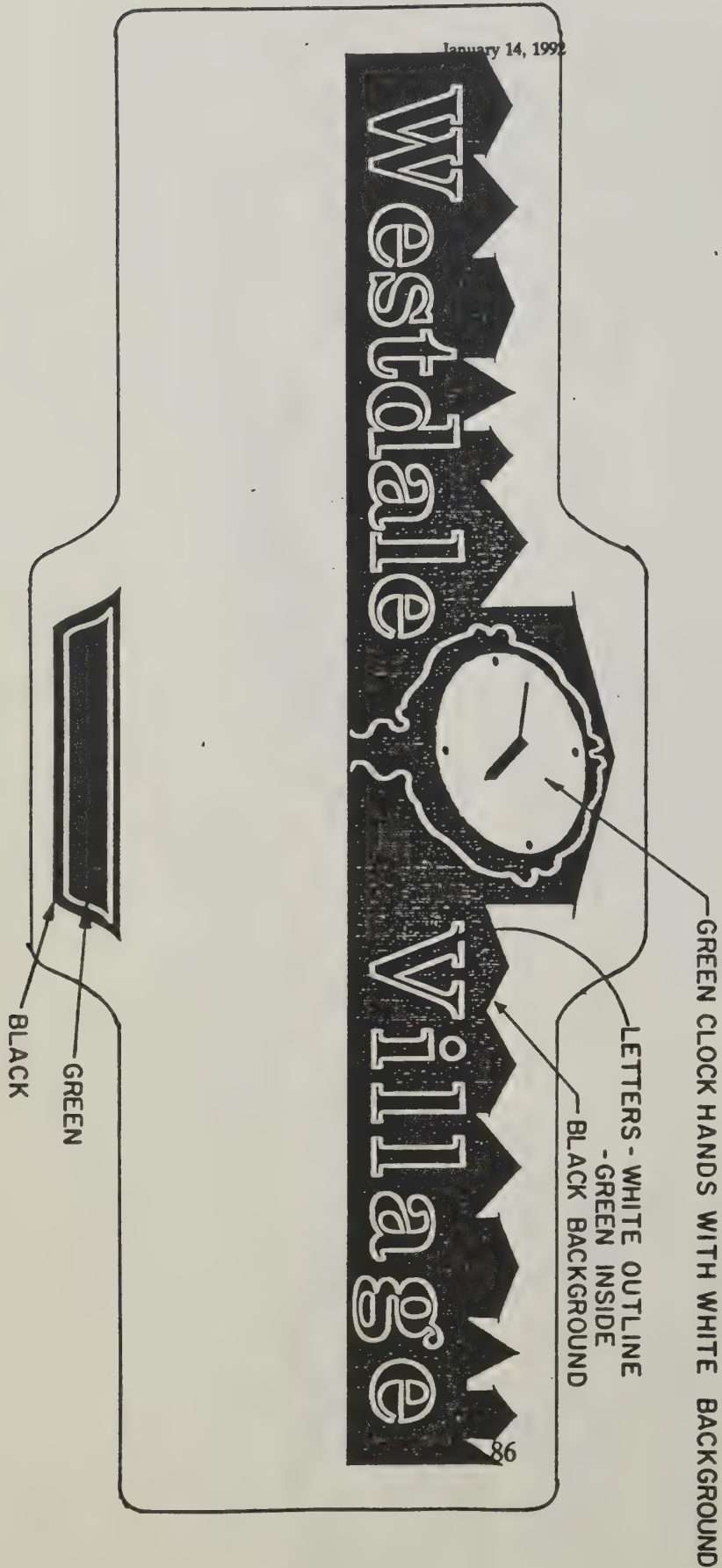
10) MISCELLANEOUS EQUIPMENT Cont'd.

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		Number of Units		Details	HOURLY RATE PER TERM					
		Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94			
Bill's Snow Plowing 80 Robinson Street, Suite 203 Hamilton, Ontario L8P 1Z1					2		Ford 4X4 Power Angle Plow '80/'87	\$ 50.00	\$ 50.00	\$ 53.00
Delmar Contracting Limited 696 Arvin Avenue Fruitland, Ontario L0R 1L0					3		Rubber Tire Backhoes '87/'90	\$ 88.79	\$ 93.46	\$ 98.13
Sunset Landscape Construction Ltd. P.O. Box 7045 Auraster, Ontario L9G 3L3					1		'88 GMC 1 Ton 8' Blade	\$ 48.00	\$ 52.00	\$ 56.00
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0					2		Single axle 10 cu.yd. dump sander with spinners, equiv. to City sanders '83 Intern/2010A	\$ 70.00	\$ 75.00	\$ 80.00

**Appendix "B"**  
as referred to in  
item 2FH(a) of the  
**FIRST Report of the  
Transport and  
Environment Committee**

January 14, 1992



## **REPORT OF THE PARKS AND RECREATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FIRST** Report for 1992 and respectfully recommends:

1. That the Mayor be authorized to execute a Memorandum of Co-operation between the Corporation of the City of Hamilton (Hamilton Military Museum) and the Canadian War Museum.
2. (a) That fees for sport tournaments be paid at the time of confirmation and be non-refundable.  
  
(b) That any sport permit not being used as approved and not being cancelled with two weeks notice will result in future loss of such facilities.
3. That the Hamilton Sports Council review civic awards applications in conjunction with the City Clerk's Department and thereafter make their recommendations pertaining to the level of civic recognition (Provincial/National Achievement).
4. That the action taken by the Director, Department of Culture and Recreation to approve the wording for the John Morison Gibson plaque attached hereto as Appendix "A", be endorsed.
5. That the action taken by the Director, Department of Culture and Recreation, to purchase a set of antique lead glass drinking goblets etched with cock-fighting scenes purchased with funds from the Freda Waldon Trust Account - Dundurn Castle, be endorsed.

6. That approval be given to provide supervised programs of Winterfest to permit dog weight pull, sleigh rides and large events at Chedoke and King's Forest Winter Sports Parks.
7. That approval be given for the use of City Council Chambers by the Hamilton Sports Council for the purpose of conducting meetings on the following dates: 1992 January 30, March 25, May 21.
8. That the City of Hamilton exercise its Option No. 1, to renew the Amending Agreement, dated 1990 April 25, with Geraldo's Catering Inc. for the period 1992 February 29 to 1993 February 28.
9.
  - (a) That the lease agreement between the Minister of Government Services and the Mount Hamilton Lawn Bowling Club and the City of Hamilton for the use of lands located on the grounds of the Hamilton Psychiatric Hospital be amended to facilitate relocation of the perimeter fence to include existing light standards and provide a safer, more spacious play environment for club members and other user groups.
  - (b) That the Mayor be authorized to sign the amending lease agreement.
10.
  - (a) That the Parks Division of the Public Works Department be authorized to make application to the Federal Government - Canadian Job Strategies, Section 25 Program for funds totalling \$81,190.00 to hire four temporary full time staff to assist in the collection of background data and inventory work necessary for the "City of Hamilton Park and Open Space Master Plan".
  - (b) That the Mayor and City Clerk be authorized to sign the Federal/Municipal Agreement for the purpose of implementing the Canadian Job Strategies, Section 25 Program.
  - (c) That the Treasury Department be authorized to undertake the financial administration of the Canadian Job Strategies, Section 25 Program.

11.
  - (a) That the lease renewal of City-owned lands at the north-west corner of Barton Street East and Sanford Avenue North with the Ministry of Government Services, for the operation of an Air Pollution Monitoring Station, for a five (5) year period commencing 1993 January 1, at a rental rate of \$25.00 per year plus taxes, be approved.
  - (b) That the City Solicitor be authorized to prepare the necessary lease agreement.
  - (c) That the Mayor and City Clerk be authorized to execute the lease agreement.
12.
  - (a) That the City of Hamilton enter into a Licence Agreement with Ontario Hydro for the use of their lands for recreational purposes located at 628 Limeridge Road East and extending southward to Stone Church Road East abutting No. 549 Stone Church Road East, and continuing from the south side of Stone Church Road East abutting No. 560 Stone Church Road East in extension southward to Rymal Road East abutting No. 557 Rymal Road East. Said Agreement to be for a term of twenty-five (25) years at a rate of \$1.00 per annum, commencing 1992 March 1 and terminating 2017 February 28. Said parcels are more particularly described as firstly, part of Lot 9 and 10, Concession 7, having a frontage of 30.98 metres (101.65 feet), more or less, along the southerly limit of the future east/west portion of the Red Hill Creek Expressway, having a constant width, more or less, extending southward to the northerly road limit of Stone Church Road East, comprising a total area of 5.5 acres (2.22 hectares), more or less. Secondly, part of Lot 10, Concession 8, having a frontage of 29.45 metres (96.63 feet), more or less, along the northerly limit of Rymal Road East, being constant in width, more or less, and comprising a total area of 7.3 acres (2.95 hectares), more or less. The payment of this Licence be charged to Account No. CH5X326 00201 (Reserve for Acquisition of Parklands).
  - (b) That this Licence be conditional upon the Licensee being able to terminate this Agreement upon one (1) years notice in writing to the Licensor.
  - (c) That the City Solicitor be authorized and directed to register this Agreement on Title to the lands being licensed to the Licensee and the Regional Surveyor be authorized and directed to provide the necessary legal description or survey as may be required.

- (d) That the Mayor and City Clerk be authorized to execute the necessary documentation in a form satisfactory to the City Solicitor.
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- 13. (a) That approval be given to enter into a Licence Agreement with Southmount Cable Limited to allow the installation of a buried cable on City-owned property west of Mountain Brow Boulevard. The land contains an area of 100.22 square metres (1,078.8 square feet), more or less, shown as Parts 1 and 2 on Plan 62R-11507. The licence consideration of \$1.00 plus taxes be credited to Account No. CH44104 31106 (Miscellaneous Revenue). The licence will commence on the first (1st) day of the month following City Council's approval.
  - (b) That the Mayor and City Clerk be authorized to execute a Licence Agreement satisfactory to the City Solicitor.
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- 14. (a) That a purchase order be issued to Wayne Electric Co. Limited, Carlisle, in the amount of \$83,555.00 to install lighting at Soccer Field No. 4, Mohawk Sports Park, being the lowest of three tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Mohawk Sports Park Soccer Field No. 4 Account No. CH56398 62910.
  - (b) That, as this work is to be completed as soon as possible, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".
- 
- 15. (a) That a purchase order be issued to 877138 Ontario Inc., o/a Bud's Contracting, Stoney Creek, in the amount of \$64,388.38 including all taxes, to supply and install steel railing fence and granular base for asphalt walk, Sam Lawrence Park, being the lowest of five quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation, and that this expenditure be financed through Sam Lawrence Park Account No. CF5200 628954002.

(b) That, as this work is to be completed as soon as possible, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

16. That a blanket purchase order be issued to Parsons Unit Step, Hannon, to supply and delivery grave crypts and/or liners as and when required during 1992, 1993 and 1994, being the lowest tender received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender at the following prices, and that this expenditure be financed through Sale of Crypts Account No. CH24011 00001:

Regular	\$272.00
Youth	260.00
Oversize	299.00

P.S.T. included at 8%. G.S.T. extra at 7%.

17. That the City exercise its option to extend the existing agreement with Skate Sharpeners Ltd., Calgary, for an additional one-year term to expire 1992 December 31, with an option to renew for two additional one-year terms, to supply, install, service and maintain skate sharpening machines at nine arenas, originally approved by City Council 1991 June 25 as Section 3 of the Thirteenth Report of the Parks and Recreation Committee.

18. (a) That funding of \$1,000,000.00 for the construction of a Crystal Palace be included in the Five Year Capital Budget submission when the Crystal Palace Sub-Committee has been successful in obtaining the balance of the funds (approximately \$5,275,000.00 in 1990 dollars) from the other levels of government and the private sector.

- (b) That \$30,000.00 be appropriated in the 1992 Parks Current Budget to provide funding for an architectural schematic to be prepared and for the fund raising campaign.

- 19. (a) That approval be given to enter into a contract with Svedas Koyanagi Architects Inc. as the Prime Consultant for the West Mountain Twin Pad Arena in accordance with the project brief dated 1991 December 18, and amendments, which includes the site, adjoining roads and services. The contract amount will be \$406,778.00 plus 7% G.S.T. of \$28,474.00.

Svedas Koyanagi Architects Inc. is being proposed as the Prime Consultant based on their successful competitive tender and design performance on the Twin Pad Arena, Olympic Park in 1987. Due to this past performance and experience, their team was selected to complete a Feasibility Study in late 1990 for the new Chedoke site which resulted in "Concept 2", and a building estimate.

The members of the "West Mountain Twin Pad Arena Working Sub-Committee" have participated fully in all aspects of the project development to date, and support the negotiated terms of the proposed Svedas Koyanagi contract and the estimates developed for the building/site, and the roads/sewers.

- (b) That a contract satisfactory to the City Solicitor be entered into between the City of Hamilton and the Prime Consultant, Svedas Koyanagi Architects Inc.
  - (c) That the Mayor and the City Clerk be authorized to execute the contract on behalf of the City.
- 20. (a) That the City complete the final land acquisition contemplated in the Agreement dated 1975 June 19 between Ontario Housing Corporation and the City to acquire those parcels of land necessary to complete the T. B. McQuesten Park, by a conveyance from Ontario Land Corporation to the Corporation of the City of Hamilton of 18.876 acres in the Rushdale Neighbourhood for the price of \$170,589.24 subject to adjustment for taxes and interest.

- (b) That the Mayor and City Clerk be authorized to execute all necessary documents relating to the completion of the said transaction in a form satisfactory to the City Solicitor.
  - (c) That the purchase be referred to the Finance and Administration Committee for source of funding.
21. (a) That the Grounds Use Policy for Dundurn and Harvey Parks dated 1991 October 30 attached hereto as Appendix "B", be approved.
- (b) That the Director of Culture and Recreation make a priority of locating an alternate site for the Earthsong Festival on an interim basis for 1992, with the long term intent of locating the Festival to the former Lax Property.
22. That approval be given to staff in the Cultural Services Division to apply for a grant under the Conservation Assistance Programme - Federal Department of Communications, to establish the position of Conservator.
23. (a) That, effective 1992 January 1, all ball facility users provide proof of \$2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury prior to receipt of permits for field usage.
- (b) That prior to the removal of any baseball facility or league from a previously permitted park that another facility be developed and made available prior to the facility loss.
24. That the charitable donation of the tugboat "Bayport" by McKeil Marine Limited be accepted and that the City issue a tax receipt for \$75,000.00 under the "Friends of the Parks" programme.

25. For the information of the Members of City Council, the Parks and Recreation Committee at its meeting held 1992 January 7 made the following Aldermanic appointments to the Sub-Committees under its jurisdiction:

(a) Arts Advisory Sub-Committee

Alderman M. Kiss

One (1) Member of City Council still required for appointment

(b) Crystal Palace Sub-Committee

Alderman M. Kiss

Alderman T. Jackson

(c) Hamilton Historical Board

Alderman Wm. McCulloch

Alderman B. Morelli

(d) Hamilton Veterans Committee

Alderman Wm. McCulloch

(e) Parks and Recreation Citizens' Advisory Sub-Committee

Alderman D. Agostino

Alderman T. Anderson

**Respectfully Submitted,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

K. Christenson  
Secretary  
1992 January 7

January 14, 1992

Appendix "A" as referred  
to in Section 4 of the  
FIRST Report of the Parks  
and Recreation Committee

JOHN MORISON GIBSON

Lawyer, politician, and businessman, John Gibson was a tireless proponent of the economic advancement of Hamilton. Gibson's Hamilton-focused business interests encompassed real estate development, industrial promotion, the provision of internal urban services such as utilities and streetcars, and the organization and operation of interurban electric railways. In 1896, as one of a group of local businessmen known colloquially as the "Five Johns", he helped to found the Cataract Power Company, later renamed Dominion Power and Transmission. By the early 1900's, companies in which he was a principal dominated the hydroelectricity supply system and the radial railway network of the Hamilton-Niagara region. Gibson was instrumental in bringing the Westinghouse Manufacturing Company to Hamilton and in founding the Hamilton Steel and Iron Company, a forerunner of Stelco. He served as first president of National Steel Car. An ardent militia supporter and acclaimed rifleman, Gibson was commanding officer of the Thirteenth Battalion from 1886 to 1895. He served in the Mowat, Hardy, and Ross provincial Liberal governments where he was responsible for the 1893 Act which led to the formation of Children's Aid Societies in Ontario. Gibson was first president of the Canadian Red Cross and served as Lieutenant Governor of Ontario from 1908 to 1914.

## **GROUND'S USE POLICY** **DUNDURN AND HARVEY PARKS**

### **PREAMBLE**

#### **National Heritage Significance**

In 1985 Dundurn Castle and the surrounding landscape were recognized nationally as a site of historic and architectural significance by the National Historic Sites and Monuments Board.

#### **Site History Summary**

The part of Burlington Heights now known as Dundurn and Harvey Parks contains a compelling material culture record of the prehistory and history of human occupation in the Hamilton area. Many of the major forces of development and change, from prehistoric hunting and agriculture through early European settlement, the War of 1812, the rise of industry, trade and transportation, and immigration are represented in the site's buildings, landforms, vegetation, and archaeological resource. The historical significance of the site was recognised at an early date.

In 1900 the buildings and grounds were opened to the public as a museum and park, making Hamilton a pioneer in the field of Canadian historic preservation. Currently the parks are home to two of the most successful community museums in the country. Dundurn Castle and the Hamilton Military Museum annually generate nearly 100,000 museum visitations.

#### **Site Chronology**

##### **Geological:**

The parks sit on top of Burlington Heights, a rise of land which separates Hamilton Harbour/Burlington Bay and Cootes Paradise. Less than 14,000 years ago this was one of the last beaches along the receding glacial Lake Iroquois, the prehistoric ancestor of Lake Ontario. The Heights are composed of sandy subsoil over a bedrock of silurian dolomite and Queenston shale.

##### **Prehistoric:**

The parks are situated in what once was a rich hunting and fishing ground along the St. Lawrence-Great Lakes travel route. Strong archaeological evidence supports the human use of the site at least as far back as 3,000 B.C., with use by native people up to the historic period. Activities may have included hunting and fishing, agriculture, and burial mound building.

Appendix "B" as referred to  
in Section 21 of the Parks  
and Recreation Committee

## **Historic:**

With the arrival of merchant and trader Richard Beasley prior to 1793, the site became one of the earliest locations of European settlement in the area.

Beasley was actively engaged in trade until his estate was commandeered by the British and Canadian forces retreating from Fort George in 1813 to become the headquarters for the Niagara frontier. Colonel John Harvey led his troops from the Heights to the pivotal Battle of Stoney Creek. Following the war Beasley sold his property to his cousin, John Solomon Cartwright.

In 1832 the property was sold to Allan Napier MacNab who set about building an estate which became one of the finest in Upper Canada. MacNab's diverse careers as lawyer, entrepreneur, land speculator, investor, promoter and politician made him a driving force in Hamilton society, and a leader in the economic and political life of the area. MacNab was knighted for his part in suppressing the Rebellion of 1837, and became Prime Minister of the United Provinces of Canada in 1854. Sir Allan died in 1862.

After several years MacNab's complex estate was settled and his sister-in-law took possession of the property. It was leased in 1868 to the provincial Asylum for the Deaf and Dumb, then sold to an American syndicate, apparently for conversion to a resort.

In 1872 Senator Donald McInnes purchased the property and it once again became a private home. Additions to the service wing of the house, and construction of the bowling alley, billiard room and stone stables probably date from his occupation.

As early as 1893 the city expressed a desire to obtain the property for park and museum use. In 1899 the Parks Board purchased the estate. In 1900 the site was opened as a park, zoo and general collection museum. In 1932 an aviary replaced the zoo.

## **Recognition:**

The historical nature of the park was established in its earliest days. The plaquing of various locations in the two parks began early in this century, primarily for the military role of the parks in the War of 1812 and the Rebellion of 1837.

Burlington Heights was designated federally in 1935. Federal plaques marking the importance of MacNab's career, and the Dundurn Estate were erected in 1985.

Provincial plaques commemorate the Burlington Races, and the careers of MacNab and Sir John Harvey.

In 1964 the restoration of the grounds and buildings was undertaken as the City's contribution to the country's Centennial celebrations. A committee of local interested citizens was formed to work under the direction of the top restoration professionals of the day. Financial assistance was provided from all three levels of government. Dundurn Castle was re-opened as an historic site/living history museum in 1967.

January 14, 1992

In 1976 the site became home to a second museum with the opening of the Hamilton Military Museum in Battery Lodge.

The grounds and buildings were designated under the Ontario Heritage Act in 1977, and in 1983 a Heritage Easement Agreement between the City and the Ontario Heritage Foundation was signed. This agreement prohibits the commission of any act which would alter or damage the "historical, architectural, aesthetic and scenic character and condition" of the subject buildings and property.

In 1985 the Historic Sites and Monuments Board declared the site to be of national importance because the Castle with "its outbuildings and grounds which stand as an important example of the Picturesque Movement in Canada."

## **GROUND'S USE POLICY**

Dundurn and Harvey Parks comprise an important heritage resource at the local, provincial and national levels. Therefore the conservation of this resource must be at the forefront of any decision about appropriate use of the site. As well, the historic public role of the site as a place for passive recreational and educational pursuits, and quiet enjoyment by museum and park visitors must be respected.

### **General**

All general regulations and requirements for the use of City parks by an organization, such as proof of liability insurance and permits from Fire, Traffic and Public Health Departments, and any pertinent City by-laws, such as noise control and parking by-laws will be in effect. In addition, the following provisions will apply:

-Dundurn and Harvey Parks will continue to be available for such activities as walking, jogging, small picnics, and other such passive recreational uses with the provision that such activities do not threaten the heritage characteristics of the site, and do not infringe on the quiet enjoyment of the site by other visitors. Gatherings of up to 50 persons for such purposes are permitted without prior approval, provided that the activity meets all other requirements outlined in this Policy.

-Digging without permission is forbidden through by-laws in any City park. Because of the historical and archaeological significance of Dundurn and Harvey Parks no digging, peg or stake driving, or soil disturbance of any sort is permitted unless permission has been granted and archaeological concerns have been mitigated by curatorial staff of the Cultural Division of the Department of Culture and Recreation.

-Sound amplification and lighting equipment are not permitted without prior approval.

-On-site pre-event signage for any programme or event will be limited to the approved areas below the main site identification signs. No additional signage may be erected without prior approval. Signage required on the day(s) of a programme or event for such purposes as direction or interpretation must have curatorial approval and must be totally free standing. Driving of stakes or supports into the ground, or attachment of signage to buildings or other heritage features is not permitted.

-Operation of any motor vehicle or machine in any area besides designated roadways or parking areas is prohibited except with prior approval. Public Works vehicles operating in the normal course of routine duties are excepted.

### **Still Photography and Filming**

-Still photography or filming for non-commercial purposes, using hand portable equipment, is permitted anywhere on the grounds provided that it does not threaten the heritage characteristics of the site and does not infringe on the enjoyment of the site and buildings by other visitors.

-The above regulations will apply to wedding photography with the added requirement that an application must be submitted to the Department of Culture and Recreation at least 30 days prior to the booking.

-Commercial filming and photography are not permitted except for purposes of documentation or promotion of museum programming and with prior curatorial permission.

### **Attendance**

-Gatherings of more than 50 persons must be approved in advance. No event which could overburden site facilities such as parking, picnic areas or washrooms will be considered.

-Maximum allowable peak attendance for any event held during open hours of Dundurn Castle and the Hamilton Military Museum, and not held in conjunction with or as part of a programme of Dundurn Castle or the Hamilton Military Museum will be 250 visitors.

-Maximum allowable peak attendance for programmes sponsored or run by Dundurn Castle or the Hamilton Military Museum will be 600 visitors, including regular museum visitors. This figure represents the total capacity of the site based on parking, park size, and other facilities.

-Maximum allowable peak attendance for any event held outside of open hours of Dundurn Castle and the Hamilton Military Museum, and not held in conjunction with or as part of a programme of Dundurn Castle or the Hamilton Military Museum will be 600 visitors. All set up and clean up for such an event must take place between the closing and opening hours of Dundurn Castle and the Hamilton Military Museum previous and subsequent to the event.

-Permission will not be granted for any event held during open hours of Dundurn Castle and the Hamilton Military Museum which, when combined with a previously scheduled museum programme, would exceed the maximum allowable attendance.

### **Approvals**

-Permission for the running of any event or programme which requires prior approval for any reason outlined in this policy must be applied for in writing by September 1st of the previous year. This is necessary to allow the impact of the activity on site programmes and operating budgets, which are planned a year in advance, to be considered.

January 14, 1992

Application will be made to the Curator of Dundurn Castle or the Hamilton Military Museum on the approved form. The application will be forwarded with a recommendation to the Hamilton Historical Board for approval.

Written confirmation or denial of the application will be supplied by the Curator following the Board's decision.

Reservation for use of the pavilion, for events which will satisfy all requirements of this policy, and will not have an attendance exceeding 50 individuals, should be made in writing to the Department of Culture and Recreation. Allocation of the pavilion will be made on a first come, first serve basis.

### **Historical Programming Zone**

A portion of Dundurn Park including the area bounded by the main parking lot and the lot line at Inchbury St., and the property line on the waterfront to York Blvd., including the Castle and Stables, Battery Lodge, the Cockpit, the Gardener's Cottage and Inchbuie will be considered the Historical Programming Zone. (See attached diagram). All of the preceding provisions and regulations will apply in this zone. In addition, any event or programme held wholly or in part in the Historic Programming Zone during operating hours of Dundurn Castle and the Hamilton Military Museum must support the interpretive themes of one or both of the museums.

Gatherings of up to 50 people, which satisfy all other requirements of this policy are exempt from this requirement.

1991 October 30

January 14, 1992

# Historic Programming Zone



DUNDURN CASTLE  
HAMILTON, ONTARIO



SCALE:  
1:10,000  
the landline information Ltd.

July 1988

FIGURE M-1

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FIRST** Report for 1992 and respectfully recommends:

1. That the Building Commissioner be authorized to issue a demolition permit for the following properties:
  - (a) 660 Upper Paradise Road
  - (b) 668 Upper Paradise Road
  - (c) 456 Burlington Street East
  - (d) 27 Rymal Road West
  - (e) 211 Brant Street
  - (f) 7 Gerrard Street
  - (g) 9 Gerrard Street
  - (h) 19 Gerrard Street
  - (i) 23 Gerrard Street
  - (j) 27 Gerrard Street
  - (k) 391 Sherman Avenue North
  - (l) 358 Birch Avenue
  - (m) 1141 Upper Sherman Avenue
  - (n) 1147 Upper Sherman Avenue
  - (o) 90 Alpine Avenue
  - (p) 390 Limeridge Road East
- 2.(a) That an increase of one hundred and seventy-five dollars (\$175.) be approved under the Community Heritage Trust Fund for a revised loan amount of five hundred and eighty-seven dollars (\$587.) for Betty Jean Carlyle, 219 Ferguson Avenue South, Hamilton. The interest rate will be six percent, amortized over two years; and,
  - (b) That an increase of one hundred and seventy-five dollars (\$175.) be approved under the Designated Property Grant Programme for a revised grant amount of five hundred and eighty-eight dollars (\$588.) for Betty Jean Carlyle, 219 Ferguson Avenue South, Hamilton.

- 3.(a) That an increase of one hundred dollars (\$100.) be approved under the Community Heritage Trust Fund for a revised loan amount of four hundred and fifty dollars (\$450.) for Ilze Dreimanus, 221 Ferguson Avenue South, Hamilton. The interest rate will be six percent, amortized over two years; and,
- (b) That an increase of one hundred dollars (\$100.) be approved under the Designated Property Grant Programme for a revised grant amount of four hundred and fifty dollars (\$450.) for Ilze Dreimanus, 221 Ferguson Avenue South, Hamilton.
- 4.(a) That an increase of two hundred and thirteen dollars (\$213.) be approved under the Community Heritage Trust Fund for a revised loan amount of five hundred and fifty dollars (\$550.) for P. L. Preston, 223 Ferguson Avenue South, Hamilton. The interest rate will be six percent, amortized over two years; and,
- (b) That an increase of two hundred and twelve dollars (\$212.) be approved under the Designated Property Grant Programme for a revised grant amount of five hundred and fifty dollars (\$550.) for P. L. Preston, 223 Ferguson Avenue South, Hamilton.
- 5.(a) That an increase of two hundred and thirteen dollars (\$213.) be approved under the Community Heritage Trust Fund for a revised loan amount of five hundred and fifty dollars (\$550.) for Hugh Caughey, 225 Ferguson Avenue South, Hamilton. The interest rate will be six percent, amortized over two years; and,
- (b) That an increase of two hundred and thirteen dollars (\$213.) be approved under the Designated Property Grant Programme for a revised grant amount of five hundred and fifty dollars (\$550.) for Hugh Caughey, 225 Ferguson Avenue South, Hamilton.
- 6.(a) That an increase of two hundred and sixty-two dollars (\$262.) be approved under the Community Heritage Trust Fund for a revised loan amount of six hundred and twelve dollars (\$612.) for Elaine Elson, 227 Ferguson Avenue South, Hamilton. The interest rate will be six percent, amortized over two years; and,
- (b) That an increase of two hundred and sixty-three dollars (\$263.) be approved under the Designated Property Grant Programme for a revised grant amount of six hundred and thirteen dollars (\$613.) for Elaine Elson, 227 Ferguson Avenue South, Hamilton.

- 7.(a) That Zoning By-law No. 6593 be amended as follows:

Section 2(2)(k)vii

"owner means the person, corporation or other entity registered on title as owner or any person, corporation or other entity having control of the property, including those receiving rents for the property, whether on their own account or as agent or trustee of any other person or entity."

- (b) That the required public meeting be arranged.
- 8.(a) That a purchase order be issued to Braun Nursery, Mount Hope, in the amount of \$83,460., including all taxes, plus a 10% contingency allowance of \$8,346., being the lowest acceptable of seven tenders received, to provide landscaping, demolition and concrete work, Crown Point West, bounded by Gage Avenue, Main Street, Ottawa Street and the C.N. tracks, Stipeley P.R.I.D.E. Phase II, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Crown Point West/Stipeley P.R.I.D.E. Phase II Account No. CF5200 428902002.
- (b) That, as this work is to be completed as soon as possible, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council."
- 9.(a) That a purchase order be issued to Aldershot Landscape, Burlington, in the amount of \$71,071.54., including all taxes, plus a 10% contingency allowance of \$7,107., being the lowest of seven tenders received, to provide landscaping and maintenance, Crown Point West, bounded by Gage Avenue, Main Street, Ottawa Street and the C.N. tracks, Stipeley P.R.I.D.E. Phase II, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Crown Point West/Stipeley P.R.I.D.E. Phase II Account No. CF5200 428902002.
- (b) That, as this work is to be completed as soon as possible, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council."

- 10.(a) That a purchase order be issued to Cardeen Construction, Stoney Creek, in the amount of \$54,775.44, including all taxes, plus a 10% contingency allowance of \$5,477., being the lowest of seven tenders received, to provide landscaping, demolition and concrete work, Crown Point West, bounded by Gage Avenue, Main Street, Ottawa Street and the C.N. tracks, Stipeley P.R.I.D.E. Phase II, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Crown Point West/Stipeley P.R.I.D.E. Phase II Account No. CF5200 428902002.
- (b) That, as this work is to be completed as soon as possible, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council."
- 11.(a) That an Agreement by Owner to Accept compensation for the property of Grace Clara Finn, executed on 1991 November 26 and scheduled for closing on or before 1992 February 25, be accepted and completed. The subject property being Municipal Number 388 Birch Avenue, having a total frontage along the southerly limit of Birch Avenue of 7.0 metres (23.0 feet), more or less, shown as Parts 1 and 2 on Expropriation Plan No. 79837. That the total compensation of \$19,500., along with all associated costs be charged to Account Number CF5590 308750001 (Land Acquisition - Enclave Clearance Program).
- (b) That the Mayor and City Clerk be authorized to execute this Agreement on behalf of the City.
12. That the Mayor and City Clerk be authorized to execute the necessary documents to release the property at 100 Anchor Road, Hamilton from the construction covenants to the City as contained in City Deed 9495 registered on 1989 September 25 and City Deed 86563 registered on 1991 June 14.
13. That the City of Hamilton accept the sum of \$26,800. as cash payment in lieu of the 5% land dedication in connection with "Queenston Heights", Hamilton, being the cash payment required under Section 50 of the Planning Act. The lands of Queenston Heights Subdivision are located east of Donn Avenue and north of Highway No. 8 in the Riverdale East Neighbourhood.

14. That the City Solicitor be directed to prepare a By-law to:
- (a) delete Schedule "A" of By-law No. 91-176 and replace it with a revised Schedule "A" to correct a technical error in the dimensions of the lands to be rezoned; and,
  - (b) amend Section 5 of By-law No. 91-176 by deleting the words "Section 1" in the second line and substituting "Section 2" therefore,

for properties located at 122-126 MacNab Street South 109, 111, and 123 Charles Street, and 40 and 42 Bold Street, as shown on the attached map marked as Appendix "A". **ADDED AND CARRIED.**

15. That the Regional Municipality of Hamilton-Wentworth be requested to grant a one year extension to the draft approval for "Battleridge" Subdivision (Regional File No. 25T-76024).
- 16.(A) That approval be given to Application 25T-88016, Frank Fontana, owner, to establish a draft plan of subdivision on the west side of West Fifth Street south of Limeridge Road West, subject to the following conditions:
- (a) That approval apply to the plan prepared by A. J. Clarke and Associates Ltd., dated 1991 March 12, revised to include a 6.1m walkway between Street "A" and West Fifth Street together with resulting lotting changes, and showing 42 lots and 29 blocks.
  - (b) That the plan or parts of the plan not receive final approval until road access and municipal services are available to the lands.
  - (c) That the centre line radius of Street "B" through the "S-bend" curves be increased to a minimum of 200.0m with a minimum 30.0m tangent between the two horizontal curves in order to allow sight distance between the two intersecting streets along Street "B".
  - (d) That the future extension of Annabelle Street between Blocks 57 and 58 align centre line to centre line with the existing portion of Annabelle Street north of Chester Avenue.

- (e) That Street "B" align centre line to centre line with the extension of Annabelle Street south of Chester Avenue as it is shown on Plan 62R-11658 and the road allowance be reduced to 20.0m.
- (f) That Street "C" align centre line to centre line with the existing portion of Chesley Street north of Chester Avenue and be established to its full required width.
- (g) That the streets and the walkway be dedicated to the City of Hamilton as public highways on the final plan.
- (h) That the street widening be reduced to 5.18m in width and be dedicated to the Regional Municipality of Hamilton-Wentworth as public highway on the final plan.
- (i) That a 2.0m x 2.0m daylight triangle be established at the corner of Lot 26.
- (j) That Blocks 42 and 43 be merged to form a lot.
- (k) That Blocks 44 to 64 inclusive be developed only in conjunction with abutting lands.
- (l) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
- (m) That the final plan conform to the Zoning By-law approved under the Planning Act.
- (n) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
- (o) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and total area of development and block in the final plan.
- (p) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the final plan to the City of Hamilton for park purposes.
- (q) That any dead-ends or open sides of the road allowances created by the final plan be terminated in 0.3m reserves to be conveyed to the City of Hamilton and be held by the City until required for the future extension of the road allowances or development of abutting lands.

- (r) That the owner shall erect a sign in accordance with Section XI of the subsequent subdivision agreement, prior to the issuance of a final release by the City of Hamilton.
  - (s) That the owner agree, in writing, to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
  - (B) That the subdivision agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (25T-88016) Frank Fontana, owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.
17. That approval be given to application 25T-89038, Westmount Homes, owner, to establish a draft plan of subdivision located to the west of Upper Wentworth Street south of Aquila Place, subject to the following conditions:
- (a) That approval apply to the plan prepared by A. J. Clarke and Associates Ltd., dated 1989 October 23, showing 2 lots and 5 blocks for development with abutting lands.
  - (b) That the plan not receive final approval until municipal services and road access are available from the lands to the north.
  - (c) That the street align with the street to be established on the lands to the north and be dedicated to the City of Hamilton as a public highway on the final plan.
  - (d) That the abutting portion of Crerar Drive extension is to be established to its full required width, prior to, or in conjunction with, the approval of the final plan.
  - (e) That the street be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
  - (f) That the final plan conform to the zoning by-law approved under The Planning Act.

- (g) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
- (h) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block on the final plan.
- (i) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the final plan to the City of Hamilton for park purposes.
- (j) That any dead-ends of the road allowance created by the plan be terminated in 0.3 reserves to be conveyed to the City of Hamilton and be held by the City until required for the future extension of the road allowance.
- (k) That Blocks 3 to 7 inclusive be developed only in conjunction with abutting lands.
- (l) That the owner shall erect a sign in accordance with Section XI of the subsequent subdivision agreement prior to the issuance of a final release by the City of Hamilton.
- (m) That the owner agree, in writing, to satisfy all the requirements, financial and otherwise, of the City of Hamilton.

18. That the City Clerk be requested to:

- (a) advise the Ministers of Municipal Affairs and Natural Resources that with respect to the Province's proposed Policy Statement on Wetlands:
  - (i) that policies 4 and 5 be modified to state that compatible uses will be permitted which do not threaten the wetland functions of nearby Provincially Significant Wetlands; and,
  - (ii) that with this modification, the City supports the proposed Policy Statement.
- (b) forward a copy of the report dated 1991 November 21, as prepared by the Commissioner of Planning and Development respecting the proposed Provincial Policy Statement on Wetlands and as approved by the Planning and Development Committee at its meeting held 1992 January 8, to the Ministers of Municipal Affairs and Natural Resources along with the above-noted resolution.

- 19.(a) That Schedule 'B' of By-law No. 86-73, as amended, appointing the Downtown Promenade B.I.A. Board of Management, be repealed and the following names substituted:

Marcel Mongeon	Royal Connaught Hotel
Ray Harris	Harris & Henderson
Daniel Marissen	Durward Jones Barkwell & Co.
Paul Pappas	Grapes & Things
Jordan Livingston	Jordan Livingston Furs
Reggie Titian	Reggie's Music & Sound
Gary Evans/G. Bullock	The Spectator
Wilf Gerofsky	Leeds of Hamilton
Greg Gouthreau	Hamilton Holiday Inn
Al Spadero	Central Guaranty Trust
David Lee	South Side
Sam Scime	C.I.B.C.
Tom Tarpos	Uncle Tommy's
Marvin Caplan	Marvin Caplan Gentlemen's Apparel

- (b) That the City Solicitor be authorized and directed to amend Schedule 'B' of By-law No. 86-73 pursuant to (a) above.

- 20.(a) That Schedule 'B' of By-law No. 86-212, as amended, appointing the International Village B.I.A. Board of Management, be repealed and the following names substituted:

Agostino Ammendolia	Ammendolia Real Estate
Bernie Martin	Rehak's Pastry Shop
Chris Merritt	Manager, C.I.B.C.
Dagmar Rudzewitsch	Seaway Travel
Wolfgang Schoen	Black Forest End
Margaret Tsangarakis	It's All Greek To Me
Jim Lyons	The Card Shark
Shakiel Baig	Rock 'N Tees
Bob Siromsky	Bad Bob's

- (b) That the City Solicitor be authorized and directed to amend Schedule 'B' of By-law No. 86-212 pursuant to (a) above.

- 21.(a) That Schedule 'A' of By-law 86-99, as amended, appointing the Ward Aldermen in which the Ottawa Street B.I.A. is located to the Board of Management, be repealed and the following Ward Aldermen substituted:

Alderman D. Drury  
Alderman B. Morelli  
Alderman G. Copps  
Alderman D. Wilson

- (b) That, Schedule 'B' of By-law 86-99, as amended, appointing the Ottawa Street B.I.A. Board of Management be repealed and the following names substituted:

John Gut	Textile Centre
Gord Culshaw	Culshaw's Cakes/A&B Catering
Lynne Zarubiak	Deblynn's Hair Salon
Joan Stafford	Joan's Trims & Laces
John Driscoll	Price Busters Discount
Manny Freitas	Wood's Redi-to-Finish Furniture
Clive Eynon	D & E Good Home Bakery
Greta Munt	Greta's Flair

- (c) That, the City Solicitor be authorized and directed to amend Schedule 'A' and 'B' of By-law No. 86-99 pursuant to (a) and (b) above.

- 22.(a) That the Building and Law Departments be authorized to pursue all avenues of enforcement with respect to the unauthorized demolition of 74 Charlton Avenue East by its owner St. Elizabeth Home Society (Hamilton, Ontario) or St. Elizabeth Housing Corporation, or their principals or directors.

- (b) That all enforcement procedures be co-ordinated with any action taken by the Niagara Escarpment Commission or the Ministry of the Environment.

23. That the City appear before the Ontario Municipal Board in support of the decision by the Committee of Adjustment on 1991 July 31, which denied an application for a variance to allow an addition to the building at 848 Fennell Avenue East, constructed contrary to provisions of Zoning By-law No. 6593 as amended.

24. That the City apply to the Ontario Municipal Board to rehear its decision on a variance request to the Zoning By-law by the owner of property at 166 Wentworth Street South.
25. That the condition imposed by City Council on 1989 December 12 for the issuance of a demolition permit for 65 Markland Street which applied Section 33(6) of the Planning Act to Lots 5 and 6, Registered Plan 40, formerly known as 65 Markland Street, be removed.
26. That the projects at Stanley Woods/Stanley Place, 250 and 300 Limeridge Road East, be exempt from connecting all rainwater leaders to storm sewers as required by By-law No. 80-245 and be accepted as built.
27. That the Building Department be directed to carry out the work of demolition at property municipally known as 293 Tragina Avenue North in the City of Hamilton as required by an Order to Comply issued pursuant to The Ontario Building Code Act, R.S.O., 1980, Chapter 51 dated 1992 January 2, at a cost not to exceed \$5,000.
- 28.(a) That the 1992 Operating Budget of the Ottawa Street B.I.A., attached hereto and marked as Appendix "B", be approved in the amount of eighty-five thousand dollars (\$85,000.); and,
  - (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 217, the Municipal Act, R.S.O. 1980, to levy the 1992 Budget as referenced in (a) above; and,
  - (c) That the Schedule of Payments for 1992 be as follows:

February 01	\$42,500.
June 01	\$21,250.
October 01	\$21,250.
- 1991 Levy Arrears will be deducted from the first payment for 1992.
- 29.(a) That the 1992 Operating Budget of the Downtown Promenade B.I.A., attached hereto and marked as Appendix "C", be approved in the amount of one hundred and ninety-nine thousand dollars (\$199,000.); and,

- (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 217, the Municipal Act, R.S.O. 1980, to levy the 1992 Budget as referenced in (a) above; and,

- (c) That the Schedule of Payments for 1992 be as follows:

January 01	\$16,583.33	July 01	\$16,583.33
February 01	\$16,583.33	August 01	\$16,583.33
March 01	\$16,583.33	September 01	\$16,583.34
April 01	\$16,583.33	October 01	\$16,583.34
May 01	\$16,583.33	November 01	\$16,583.34
June 01	\$16,583.33	December 01	\$16,583.34

Levy Arrears will be deducted from the first payment for 1992.

- 30.(a) That the 1992 Operating Budget of the International Village B.I.A., attached hereto and marked as Appendix "D", be approved in the amount of fifty-nine thousand, three hundred and sixty dollars (\$59,360.); and,

- (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 217, the Municipal Act, R.S.O. 1980, to levy the 1992 Budget as referenced in (a) above; and,

- (c) That the Schedule of Payments for 1992 be as follows:

February 01	\$9,893.33
April 01	\$9,893.33
June 01	\$9,893.33
August 01	\$9,893.33
October 01	\$9,893.33
December 01	\$9,893.34

1991 Levy Arrears will be deducted from the first payments for 1992.

- 31.(a) That the Public Works Department, Community Renewal Section, be authorized to make application to the Ministry of Municipal Affairs, Community Development Branch for matching funds under the Programme for Renewal, Improvement, Development and Economic Revitalization (P.R.I.D.E.) to a maximum of four hundred thousand dollars (\$400,000.) for portions of the North End East and West Neighbourhoods in accordance with the map attached hereto and marked as Appendix "E"; and,

- (b) That subject to the receipt of an allocation from the Ministry of Municipal Affairs under the P.R.I.D.E. Programme, the City's share of the project to a maximum of four hundred thousand dollars (\$400,000.) matched with the Provincial share of four hundred thousand dollars (\$400,000.) equalling a total project cost of eight hundred thousand dollars (\$800,000.), be provided through existing Capital Budget funding for Pier 4 Park from the Parks Development Section of the Public Works Department; and,
  - (c) That portions of the North End East and West Neighbourhoods be designated as one Community Improvement Project Area in accordance with the map attached hereto and marked as Appendix "E"; and,
  - (d) That the Public Works Department, Community Renewal Section with input from staff, Ward Aldermen and citizens, be authorized to prepare the Community Improvement Plan for approval by City Council and the Ministry of Municipal Affairs, Community Development Branch; and,
  - (e) That the Law Department be authorized to prepare the necessary by-laws to adopt the North End Community Improvement Project Area and Community Improvement Plan in accordance with (c) and (d) above.
- 32.(a) That the actions of the Director of Public Works to spend an additional one hundred thousand dollars (\$100,000.) in sidewalk reconstruction work, rather than one hundred thousand dollars (\$100,000.) in trees and grates in order to comply with the requirements to spend the P.R.I.D.E. Anti-Recession Programme funding by 1992 January 31 be approved; and,
- (b) That the P.R.I.D.E. Anti-Recession proposed Project List and Estimated Expenditures be amended as follows:

	Original Estimates of Expenditure	Newly Proposed List of Expenditures
Wheelchair Ramps	\$200,000.	\$160,000.
Lights in Beasley Park	N/A	\$ 40,000.
Hard-Surface Treatment to Kelly and Elgin Streets in the Central/Beasley Neighbourhood	\$100,000.	\$100,000.
Trees and Grates	\$100,000.	N/A
Sidewalk Reconstruction	\$400,000.	\$500,000.

- (c) That the Finance and Administration Committee be requested to fund the additional one hundred thousand dollars (\$100,000.) for hard surface treatment work to Kelly and Elgin Streets in the Central/Beasley Neighbourhood from the one hundred thousand dollars (\$100,000.) unused funding in the 1991 Road and Sidewalk Reconstruction Programme which has been offset from the P.R.I.D.E. Anti-Recession Programme.
33. For the information of City Council, the following members of the Planning and Development Committee have been appointed to the following sub-committees which fall under the jurisdiction of the Planning and Development Committee:
- (a) Business Land Use Advisory Board  
Alderman Drury
  - (b) Central Area Plan Implementation Committee  
Alderman McCulloch
  - (c) Downtown Action Plan Co-ordinating Committee  
Alderman McCulloch
  - (d) Urban Design Committee  
Alderman Eisenberger
34. That Item 9 of the Sixth Report for 1991 of the Planning and Development Committee approved by City Council on 1991 April 9th, respecting Zoning Application ZA-89-95, for property at 323 and 325 Wentworth Street North, be amended as follows:
- (a) amend Item 9(a)(i)(2) by adding the following statement to the end of the sentence:- "and the required manoeuvring will be located off-site."
  - (b) add the following new clause as Item 9(a)(i)(3):

"That notwithstanding Section 18A.(14) of By-law No. 6593, one (1) parking space will be located in the required front yard and the required manoeuvring will be located off-site."

- (c) add the following new clause as Item 9(a)(i)(4):

"That notwithstanding Section 18(3)(vi)(c)(i) of By-law No. 6593, the open stairway to the second level may project not more than 1.09m into the required rear yard."

35. That approval be given to amended Zoning Application 91-47, Hamilton Region Conservation Authority, owner, requesting a modification to the established "AA" (Agricultural) District regulations, to permit the establishment of a penny arcade containing not more than thirty machines only within the existing building (forming part of the Adventure Village Complex), for part of the property located at 100 Confederation Drive, as shown on the attached map marked as Appendix "F", on the following basis:

- (a) That the "AA" (Agricultural) District regulations, as contained in Section 7A of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
  - (i) That notwithstanding Section 7A(1) of By-law No. 6593, the following accessory commercial use shall be permitted only within the existing building:
    - (1.) a penny arcade having a maximum of thirty machines.
- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1253, and that the subject lands on Zoning District Map E-101 be notated S-1253;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-101 for presentation to City Council;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

- 36.(a) That approval be given to Official Plan Amendment No.104, requesting a site specific redesignation from "Commercial" to "Residential", for property municipally known as 623 Upper James Street, and that the City Solicitor be directed to prepare a by-law for submission to the Regional Municipality of Hamilton-Wentworth.
- (b) That approval be given to Zoning Application 91-49, Kingdom Properties Inc., prospective owner, requesting a change in zoning from "H" (Community Shopping and Commercial, etc. ) District to "E" (Multiple Dwellings, Lodges and Clubs, etc.) District, modified for Block "1" and a modification to the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations for Block "2", to permit the development of the subject lands for a five storey, 34 unit apartment building, for property located at 623 Upper James Street, shown as Blocks "1" and "2" on the attached map marked as Appendix "G", on the following basis:
- (i) That Block "1" be rezoned from "H" (Community Shopping and Commercial, etc. ) District to "E" (Multiple Dwellings, Lodges and Clubs, etc.) District;
  - (ii) That the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations, as contained in Section 11 of Zoning By-law No. 6593, applicable to Blocks "1" and "2", be modified to include the following variances as special requirements:
    - (1.) That notwithstanding Section 11.(2)(ii), the maximum building height shall not exceed 5 storeys;
    - (2.) That notwithstanding Section 11.(3)(ii)(b), a minimum 3.4 m northerly side yard shall be provided and maintained;
    - (3.) That notwithstanding Section 11.(3)(ii)(b), a minimum 3.0 m southerly side yard shall be provided and maintained;
    - (4.) That notwithstanding Section 11.(5), a maximum of 34 dwelling units shall be permitted;
    - (5.) That notwithstanding Section 11.(6), a minimum of 575 m<sup>2</sup> of landscaped area shall be provided and maintained;
    - (6.) That notwithstanding Section 18A(1), a minimum of 41 parking spaces shall be provided and maintained.

- (iii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1254, and that the subject lands on Zoning District Map E-7 be notated S-1254;
- (iv) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-7 for presentation to City Council;
- (v) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon the approval of Official Plan Amendment No.104, by the Regional Municipality of Hamilton-Wentworth.

(c) ~~DELETED~~

37.(a) That approval be given to Zoning Application 91-50 Ritlyn Investments Ltd., owner, requesting a modification to the established "D" (Urban Protected Residential - One and Two - Family Dwellings, Townhouses, etc.) District regulations, to permit a parking lot in conjunction with the Wilson Medical Centre at 136 Wilson Street, for property located at 95 Mary Street, as shown on the attached map marked as Appendix "H", on the following basis:

- (i) That the "D" (Urban Protected Residential - One and Two - Family Dwellings, Townhouses, etc.) District regulations as contained in Section 10 of Zoning By-Law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:

That notwithstanding Section 10.(1) of By-Law No. 6593 a parking lot shall be permitted only accessory to the use of land located at Nos. 118-136 Wilson Street, subject to the following conditions;

- (a) That no vehicular access to or egress from Wilson Street shall be permitted;
- (b) That a minimum 1.5m wide planting strip shall be provided and maintained along the northerly lot line, the westerly lot line, within the City owned boulevard lands to the south and east, and the easterly lot line, except for that portion required for a driveway access onto Mary Street;
- (c) That a visual barrier not less than 1.2m in height and not more than 2.0m in height shall be provided and maintained along the northerly and westerly lot lines;

- (ii) That the amending By-Law be added to Section 19B of Zoning By-Law No. 6593 as Schedule S-1255, and that the subject lands on Zoning District Map E-4 be notated S-1255;
  - (iii) That the City Solicitor be directed to prepare a By-Law to amend Zoning By-Law No. 6593 and Zoning District Map E-4 for presentation to City Council;
  - (iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That the amending By-Law not be forwarded for passage by City Council until such time as the applicant has:
- (i) Applied for and received approval of a commercial boulevard parking agreement with the City respecting the Wilson Street road allowance; and,
  - (ii) Applied for and received site plan approval including the adjacent City owned lands, and registers the site plan on title.
- 38.(a) That approval be given to amended Zoning Application 91-53, Kids Care Oncology Central West, prospective owner, requesting a change in zoning from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified, for Block "1" and a modification to the "H" (Community Shopping and Commercial, etc.) District regulations for Block "2", to permit the development of the subject lands for a three storey "Ronald McDonald House" (Kids Oncology Centre), for the lands on the west side of Cootes Drive, north of Main Street West, shown as Blocks "1" and "2" on the attached map marked as Appendix "I", on the following basis:
- (i) That Block "1" be rezoned from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District;
  - (ii) That the "H" (Community Shopping and Commercial, etc.) District regulations, as contained in Section 14 of Zoning By-law No. 6593, applicable to Blocks "1" and "2", be modified to include the following variances as special provisions:

- (1.) That notwithstanding Section 14(1) of Zoning By-law No. 6593, the following residential uses shall be permitted within the same building:
    - (a) a lodging house not for gain with separate cooking facilities having a maximum of 15 lodging rooms; and,
    - (b) one accessory Class "A" dwelling unit.
  - (2.) That notwithstanding Section 14(3)(ii) of Zoning By-law No. 6593, a minimum 1.5 m wide easterly side yard shall be provided and maintained;
  - (3.) That notwithstanding Section 14(3)(iii) of Zoning By-law 6593, a rear yard of a depth of at least 1.0 m shall be provided and maintained;
  - (4.) That notwithstanding Sections 18A.(1)(a) and (b), a minimum of one parking space for each lodging room and one parking space for the accessory dwelling unit shall be provided and maintained; and,
  - (5.) That Sections 18A.(11) and (12) shall not apply.
- (iii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1256, and the subject lands on Zoning District Maps W-45 and W-46 be notated S-1256;
  - (iv) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps W-45 and W-46 for presentation to City Council;
  - (v) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
  - (vi) That the approved Ainslie Wood North Neighbourhood Plan be amended by redesignating the subject lands from "Utilities" to "Low Density Apartments".
- (b) That Site Plan Control By-Law No. 79-275, as amended by By-law No. 87-223, be amended by adding the subject lands to Schedule "A".

39.(a) That approval be given to Zoning Application ZA-91-56, 943937 Ontario Inc. (J. LeCluse), prospective owner, for a further modification to the "G" (Neighbourhood Shopping Centre, etc.) District regulations to permit two car dealerships, including accessory auto body and paint shops, for lands located on the east side of Upper James Street, south of Regina Drive, as shown on the attached map marked as Appendix "J", on the following basis:

(i) That the "G" (Neighbourhood Shopping Centre, etc.) District regulations as set out under Section 13 of Zoning By-law No. 6593 as amended by By-law Nos. 90-145 and 88-135, applicable to the subject lands, be further modified to include the following variances as special provisions:

(1.) That notwithstanding subsection 13(1) of Zoning By-law No. 6593, the following uses shall also be permitted:

(a) New and used car dealerships, including ancillary automobile body/fender repair shops and paint shops.

(b) A business identification sign that is a ground sign, subject to the following requirements:

(i) Not more than one sign shall be permitted for each car dealership.

(ii) An area of vertical projection of not more than 0.1 m<sup>2</sup> per 0.3 m of street frontage per car dealership on Upper James Street, shall be permitted.

(iii) A height of at least 3.0 m shall be provided from the ground to the bottom of the sign.

(iv) The supporting structure shall be designed and constructed so as not to obstruct the view from any direction to a greater degree than is reasonably necessary.

(v) No sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination.

- (2.) That notwithstanding subsection 13(3) of Zoning By-law No. 6593, a column and trellis structure shall be provided and maintained at the northwest corner of the property on the following basis:
  - (a) Said structure shall be parallel to the full length of the daylight triangle and extend a minimum of 15.0m from each end thereof along the northerly and westerly lot lines,
  - (b) Said structure shall be setback a minimum of 6.0m from the property line(s).
- (3.) That a minimum 3.0m wide landscaped strip shall be provided and maintained along the northerly and westerly lot lines, except:
  - (a) For any area used for vehicular access,
  - (b) That a minimum 6.0m wide landscaped strip shall be provided and maintained adjacent to the daylight corner.
- (ii) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1069b, and that the subject lands on Zoning District Map E-9D be notated S-1069b;
- (iii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-9D for presentation to City Council;
- (iv) That the proposed modification in zoning is in compliance with the Official Plan for the Hamilton Planning Area.
- (b) That the amending by-law not be forwarded for passage by City Council until such time as the applicant has applied for and received approval of a site plan incorporating the "Urban Design Guidelines for Upper James Street Corridor", and which is registered on title.

40. That amended Zoning Application 91-40, Frank Toth, Tony Di Franco and Angelo Coca, owners, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit single-family development, on property located at 478 and 488 Rymal Road East, as shown on the attached map marked as Appendix "K", be denied for the following reasons:

- (a) It conflicts with the intent of the approved Chappel East Neighbourhood Plan which designates the subject lands for "Larger Lots" under the "Single and Double Residential" designation;
- (b) Approval of the application would undermine the intent of the approved Neighbourhood Plan and alter the established and future intended character of the area, in that this is one of the few areas in the City identified for "Larger Lots". The protection of these lands would support Council's intent to provide for "a variety of housing styles, types and densities..."

Accordingly, approval of the application would encourage other similar applications which, if approved, would jeopardize the objective of providing for alternative single-family development on "Larger Lots".

**REFERRED BACK**

41. That leave be granted to introduce the following Bills:

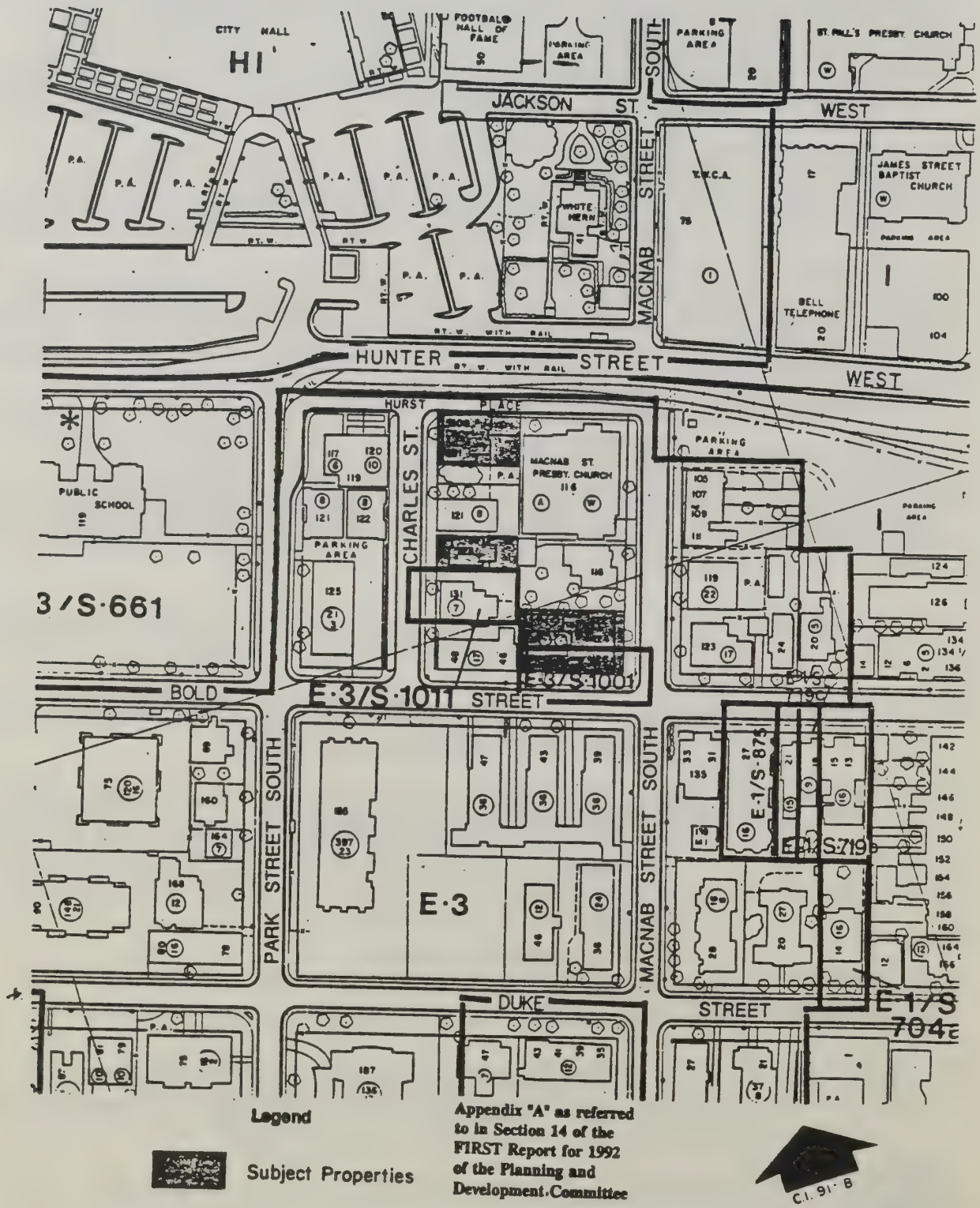
- (a) Bill C-3 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 27 Rymal Road West.
- (b) Bill C-4 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 234 MacNab Street South.
- (c) Bill C-5 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 49 Holly Avenue.
- (d) Bill C-6 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal Nos. 1062 and 1088 Upper Paradise Road.
- (e) Bill C-7 A By-law to amend Zoning By-law No. 6593 respecting lands located on the east side of the proposed extension of Upper Wentworth Street, in the area south of Rymal Road East.
- (f) Bill C-8 A By-law to amend Zoning By-law No. 6593 as amended by By-law No. 91-128 respecting lands located at Municipal Nos. 837, 845 and 867 Rymal Road East.

- (g) Bill C-9 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1100 Limeridge Road East.
- (h) Bill C-10 A By-law to repeal Zoning By-law No. 91-144 respecting land located at Municipal No. 402 Upper Wentworth Street (formerly Inverness Public School).
- (i) Bill C-11 A By-law to amend Zoning By-law No. 6593 respecting lands located in the area north of Rymal Road East and east of the Hydro Right-of-Way.
- (j) Bill C-12 A By-law to designate land located at Municipal No. 235 Bowman Street as property of Historic and Architectural Value and Interest.
- (k) Bill C-13 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 952 and 954 Concession Street.
- (l) Bill C-14 A By-law to amend Zoning By-law No. 6593 as amended by By-law No. 84-103 respecting lands located at Municipal Nos. 41-45 Cathcart Street.
- (m) Bill C-15 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 773 Lawrence Road.
- (n) Bill C-16 A By-law to establish Site Plan Control respecting land located at Municipal No. 773 Lawrence Road.
- (o) Bill C-17 A By-law to amend Zoning By-law No. 6593 as amended by By-law No. 91-176 respecting lands located at Municipal Nos. 122-126 MacNab Street South, 109, 111 and 123 Charles Street and 40 and 42 Bold Street.

Respectfully submitted,

ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE

Charlene J. Coutts  
Secretary  
1992 January 8



## OTTAWA STREET R.I.A. PROPOSED 1992 BUDGET

Budget Item	Total \$	%
Rent		
12 months @ \$470 + 7% GST	6,050	7.12
Realty taxes (yearly)	1,200	1.41
Utilities		
Hydro - office, 12 months @ \$106.25	1,275	1.50
Telephone - 2 lines @ 47.25, 12 months	1,135	1.33
- long distance calls, 12 months	490	.58
Insurance		
Total coverage includes: Liability, vandalism fire, computers, office equipment and special events	800	.94
Office Supplies		
Paper, pens, letterhead, capital newsletters, postage and sundries	1,750	2.06
Office Equipment		
Photocopier		
Expenses	\$1,100.00	
Service Contracts	\$1,000.00	
less: revenue from merchants	\$1,000.00	
	1,100	1.29
Typewriters		
2 service contracts	500	.59
Wages		
Manager's Contract	17,000	20.00
Administrative Assistant Contract	6,000	7.06
Advertising	15,000	17.65
Beautification		
Street Cleaner's Contract	10,000	11.76
Street Cleaner supplies - bags, brooms, etc.	1,000	1.18
Garbage Removal	1,200	1.41
Lighting Secondary		
Maintenance & Hydro for lights in trees	4,500	5.29
Other Costs include:		
Bank Charges	250 .30	
Workers Compensation	100 .12	
Yearly audit of books	650 .76	
	1,000	1.18
Contingency Fund		
17.65 percent	15,000	17.65
Total	85,000	100.00

Appendix "B" as referred  
to in Section 28(a) of the  
FIRST Report for 1992  
of the Planning and  
Development Committee

## PROPOSED BUDGET FOR 1992

Revenue:		%
Levy	199,000	100
 Expense:		
Holdback for arrears/reserve/ adjustments	58,506	29.4
Fees/Admin.	65,800	33.1
Projects/Media/ Special Programs	74,694	37.5

**Notes:** -In Short Term Deposits there is a reserve of \$17,076.15 current to November 30th.

-This is a restricted account to be used for arrears, overages, or adjustments.  
As in 1991, the budget has not been increased, therefore the mill rate should remain at approximately the same value.

## PROPOSED PROJECTS FOR 1992

Relational Database Development  
Economic Development Initiative  
with Co-op student

Flower Planter maintenance

New Year's Eve 1991/92  
Annual Bed Race  
Easter

Annual Tray Race  
Fit Day  
Music in the City series:  
-Canada Day -CMW -Aquafest  
Pumpkin Patch  
Christmas  
Town Crier  
Promotion-General

January 14, 1992

*Hamilton's*

# INTERNATIONAL Village

Appendix "D" as referred  
to in Section 30(a) of the  
FIRST Report for 1992  
of the Planning and  
Development Committee

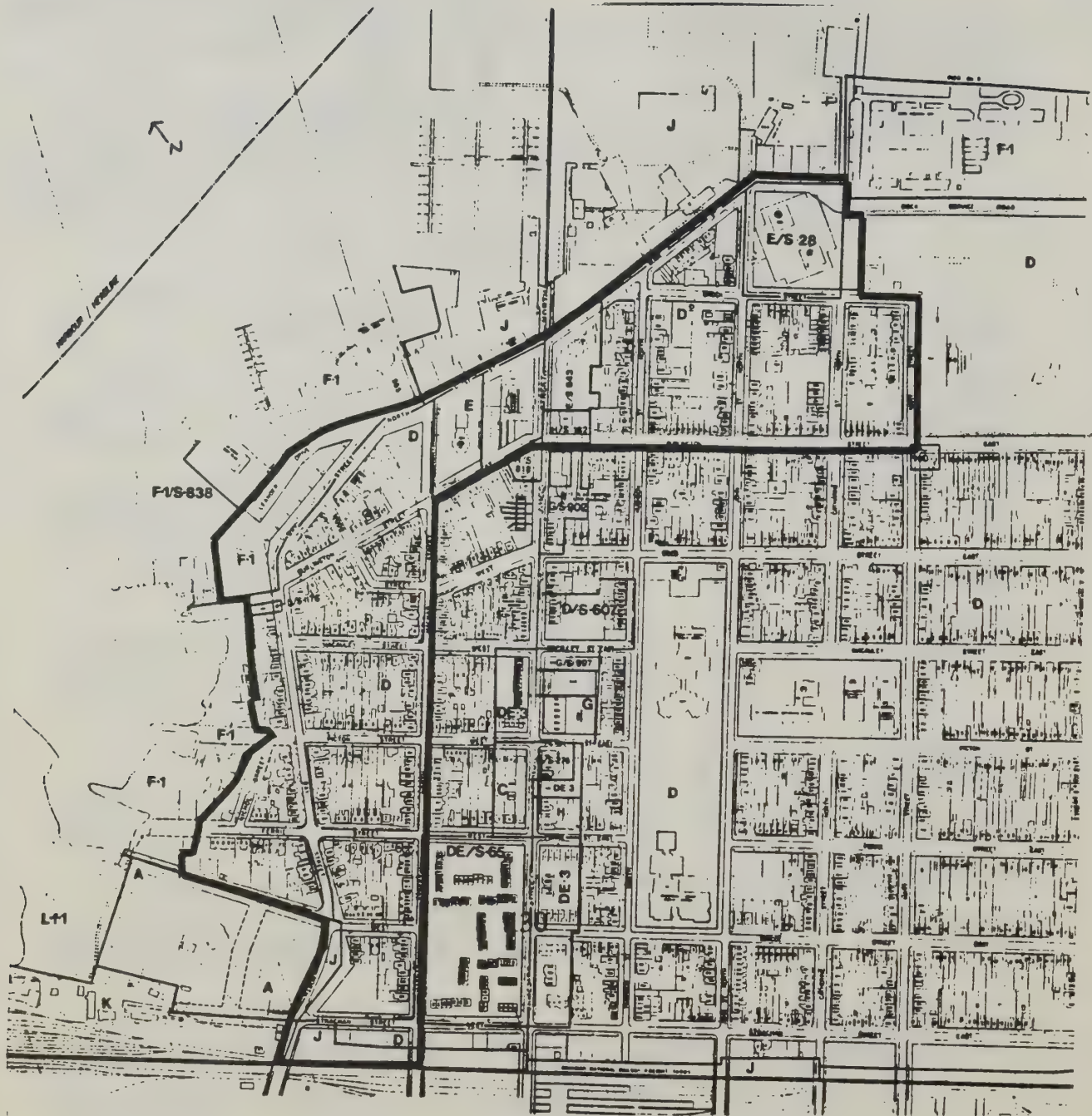
*Approved*

King Street East  
between Wellington  
and Mary

~~Proposed~~ Budget  
January 1 to December 31, 1992

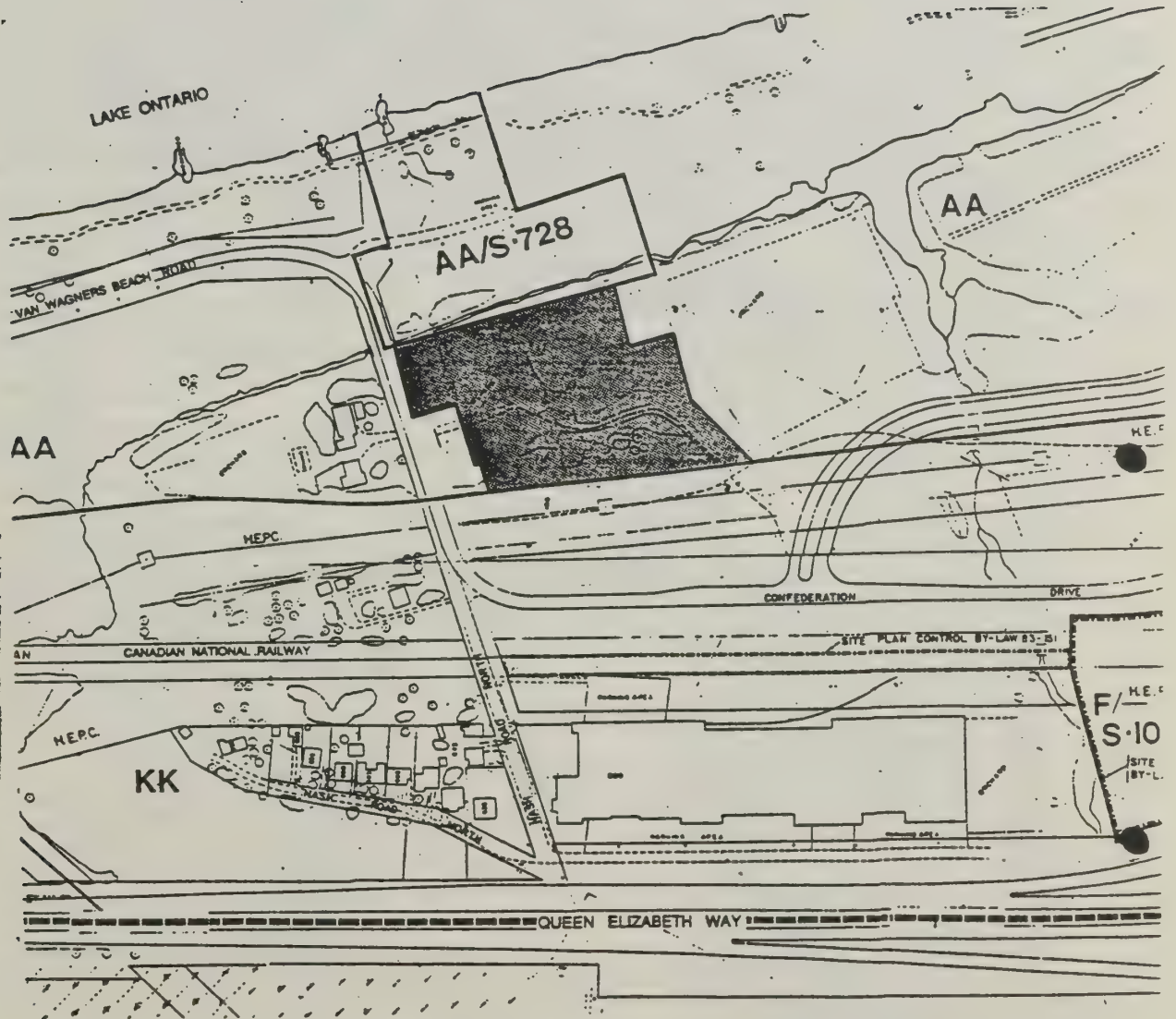
<u>BIA OPERATIONS</u>	<u>Cost</u>	<u>*Recoverable From Grant</u>	<u>Net Cost</u>
RENT	\$3,600.00	\$1,200.00	\$2,400.00
UTILITIES	1,400.00	900.00	500.00
EQUIPMENT RENTAL	480.00	600.00	(120.00)
OFFICE SUPPLIES/ POSTAGE	1,500.00	960.00	540.00
BANK CHARGES	.00	150.00	(150.00)
	<u>\$6,980.00</u>	<u>\$3,810.00</u>	<u>\$3,170.00</u>
<u>SALARIES</u>			
EXECUTIVE DIRECTOR	\$20,200.00	\$7,280.00	\$12,920.00
WAGE COSTS	<u>2,048.00</u>	<u>738.00</u>	<u>1,310.00</u>
	<u>\$22,248.00</u>	<u>\$8,018.00</u>	<u>\$14,230.00</u>
INSURANCE & LIABILITY	\$ 660.00		\$ 660.00
AUDIT FEES	300.00		300.00
ADVERTISING/PROMO	40,000.00		40,000.00
CHRISTMAS LIGHT GRANT	<u>.</u>	<u>\$ 1,000.00</u>	<u>(1,000.00)</u>
	<u>\$70,188.00</u>	<u>\$12,828.00</u>	<u>\$57,360.00</u>
TRAINING FEE TO BIA FROM GRANT	<u>.</u>	<u>\$ 3000.00</u>	<u>(\$ 3000.00)</u>
	<u>\$70,188.00</u>	<u>\$15,828.00</u>	<u>\$54,360.00</u>
			<u>**10,000.00</u>
			<u>*** (5,000.00)</u>
LEVY REQUIREMENT			<u>\$59,360.00</u>

- \* Factored into this Budget is the Grant completed March 1992. A second will be applied for to run June to Dec. 1992.
- \*\* Although a hold-back at January 1992 - as collected, forwarded. Allowance for 1991 Arrears.
- \*\*\* Arrears collectible 1990.



**NORTH END EAST AND WEST COMMUNITY  
IMPROVEMENT PROJECT AREA**

**Appendix 'E' as referred  
to in Section 31(a)&(c) of  
the FIRST Report for 1992  
of the Planning and  
Development Committee**



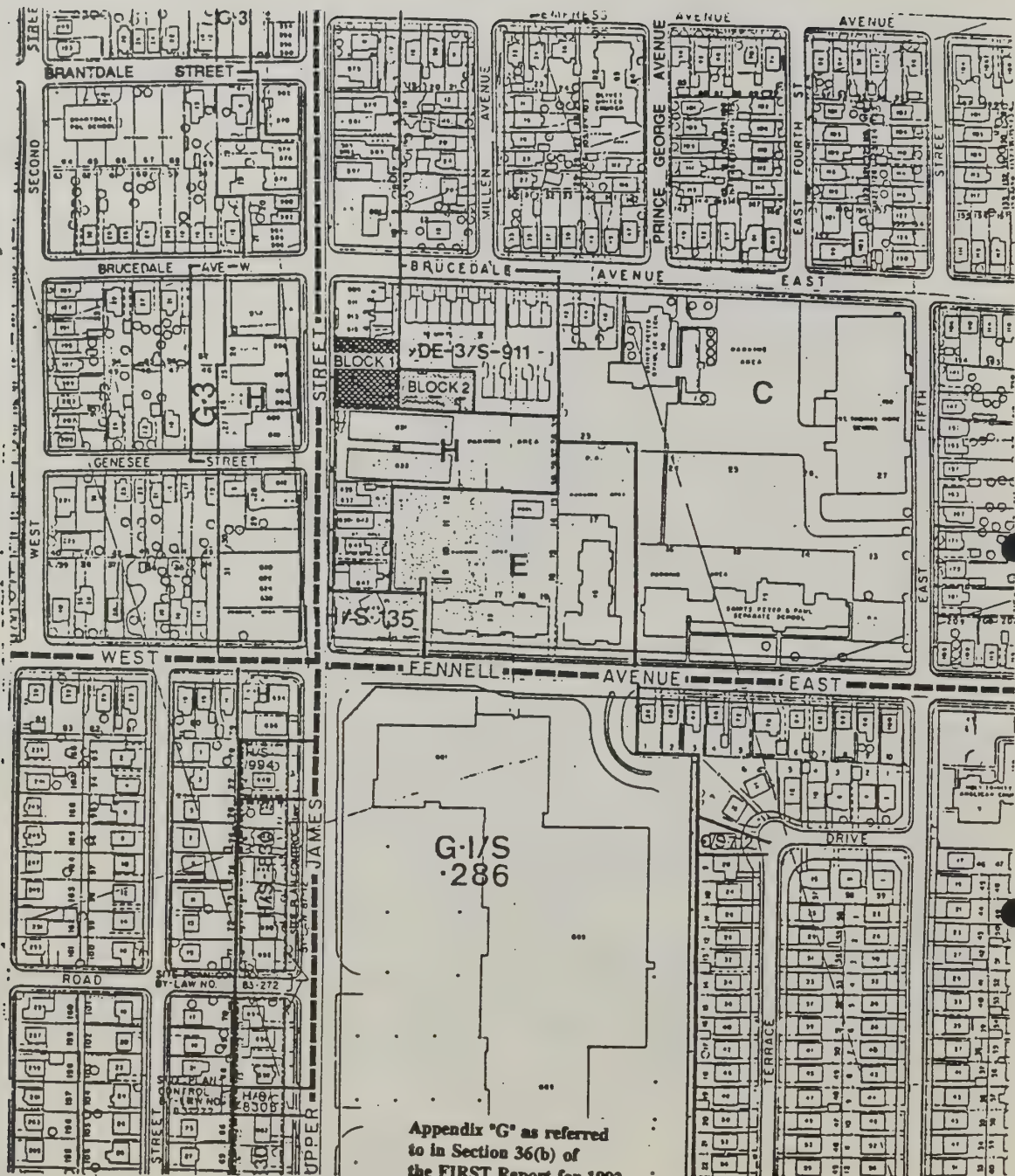
Appendix "F" as referred  
in Section 35 of the  
FIRST Report for 1992  
of the Planning and  
Development Committee

Legend





Site of the Application

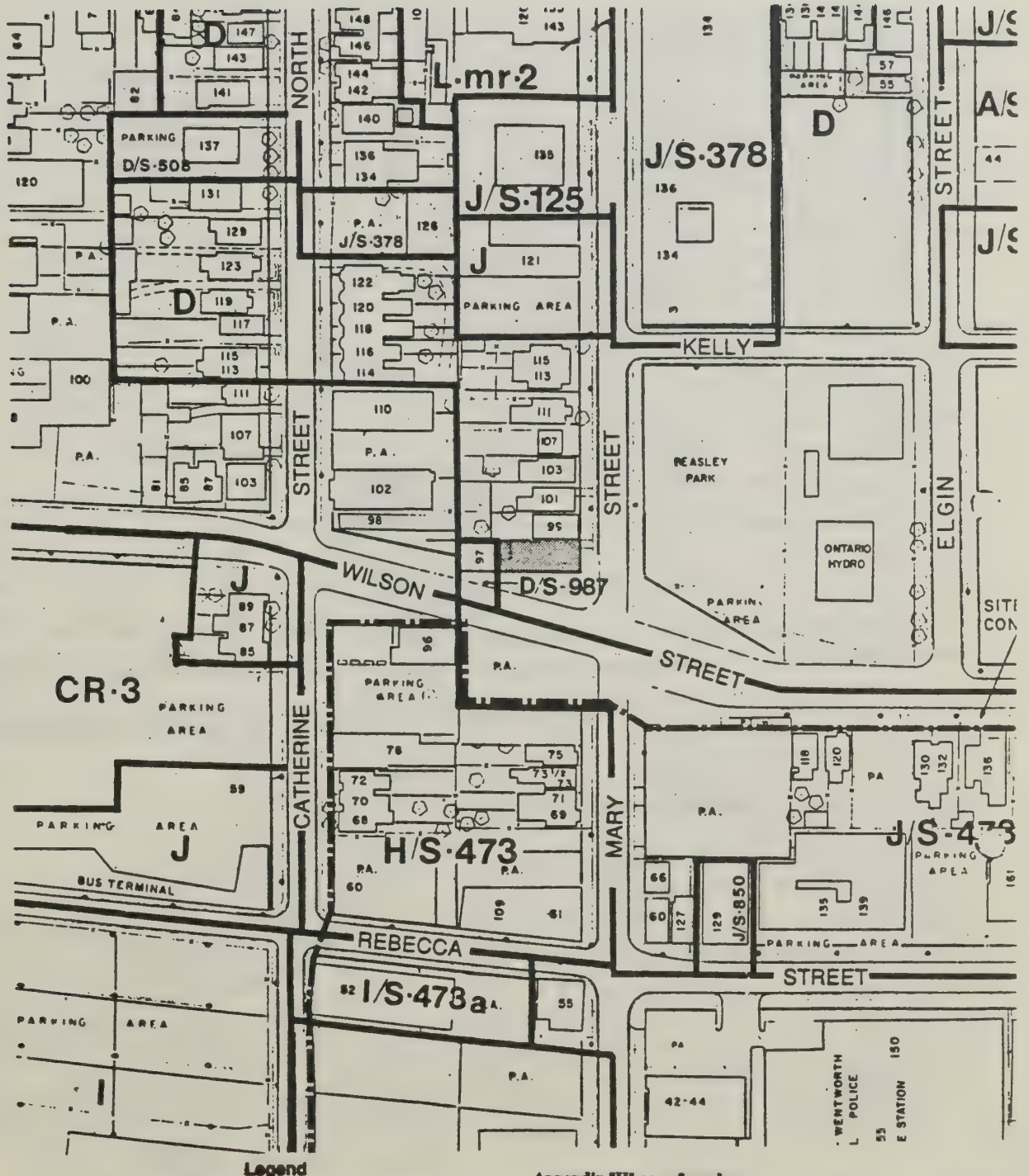




**Legend**

- BLOCK 1**  Change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified.
- BLOCK 2**  Modification to the "E" (Multiple Dwellings, Lodges, Clubs etc.) District.

2A 91-49



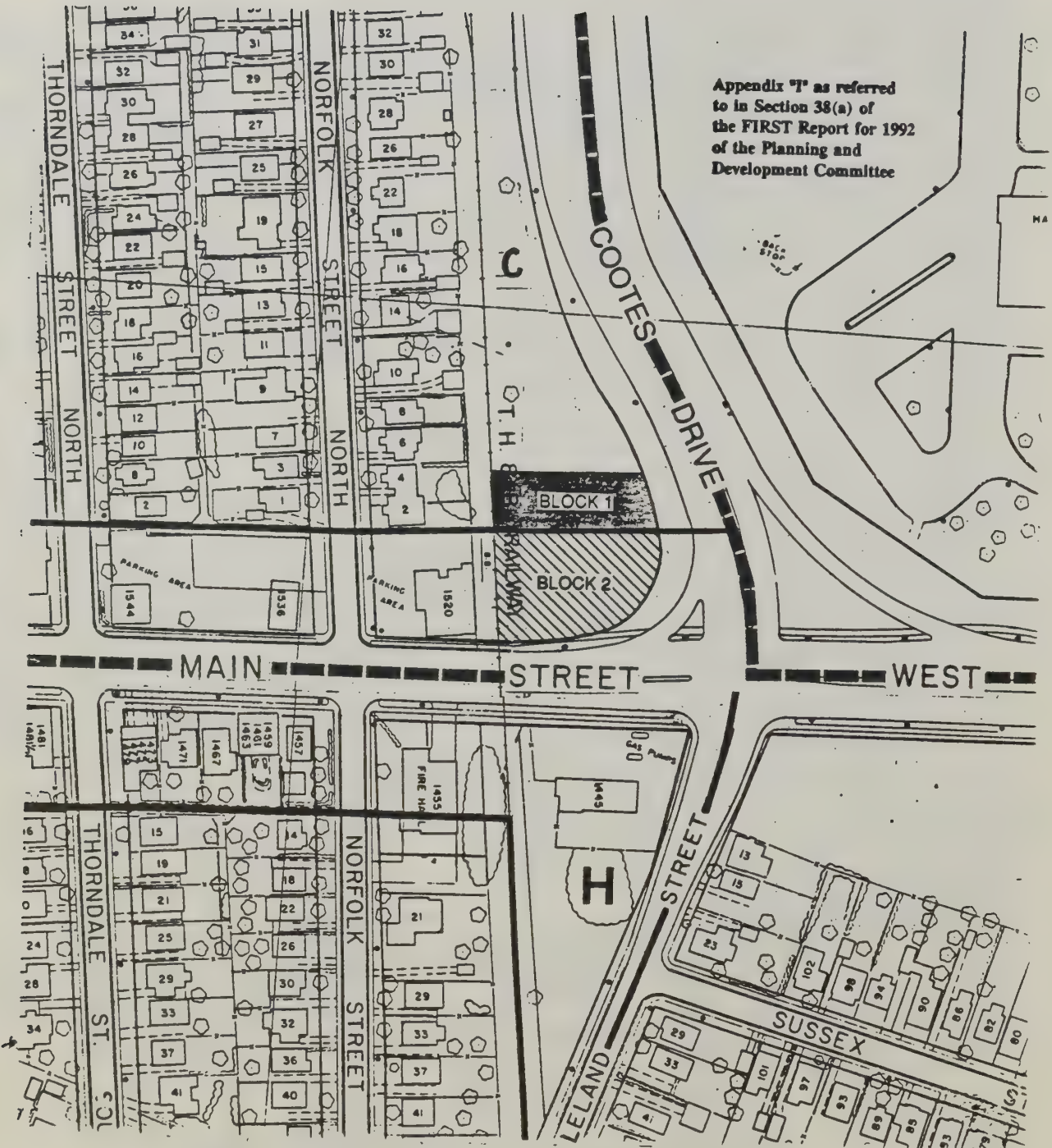
Legend

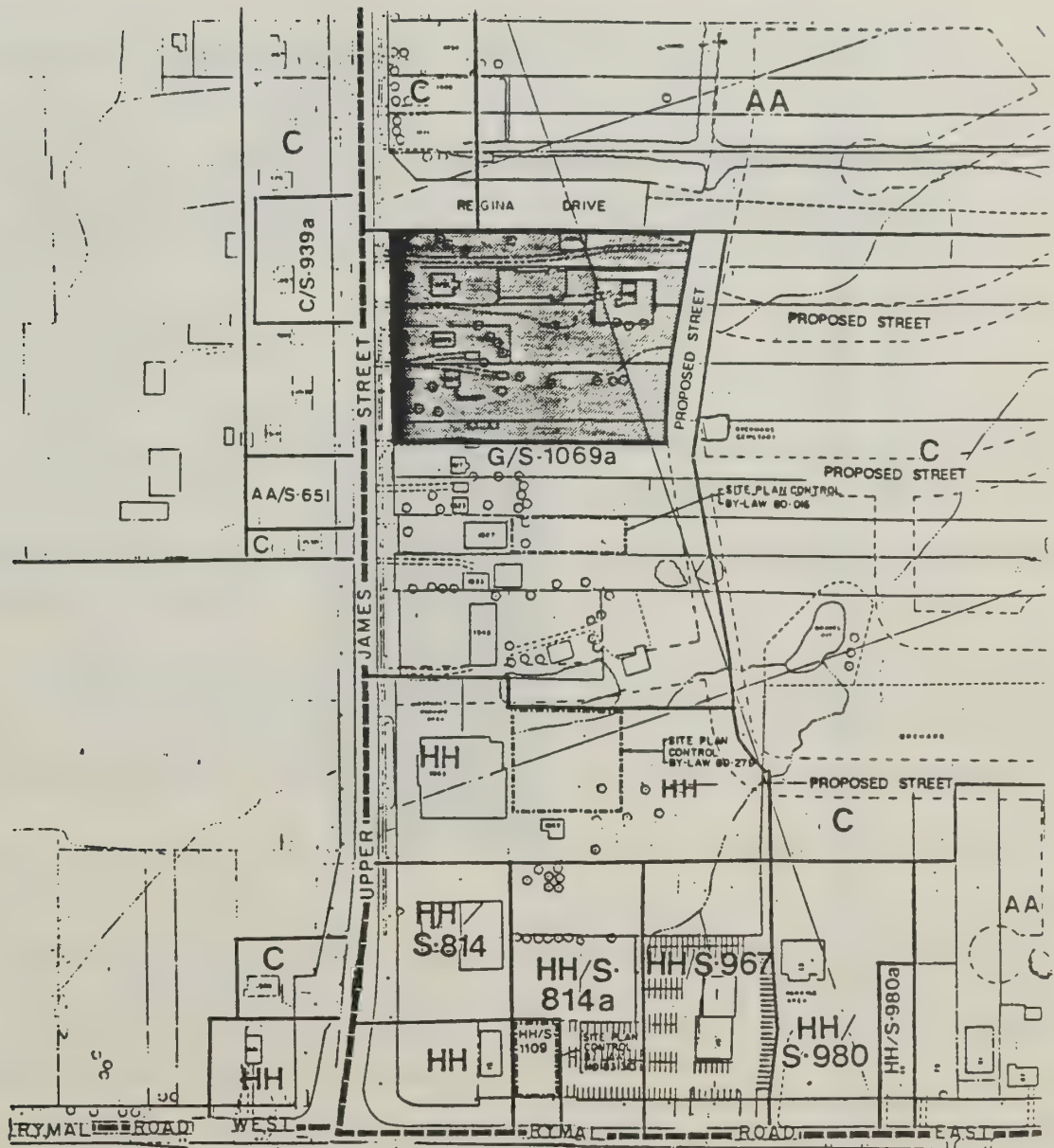


Site of the Application

Appendix "H" as referred to in Section 37(a) of the FIRST Report for 1992 of the Planning and Development Committee





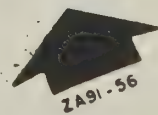


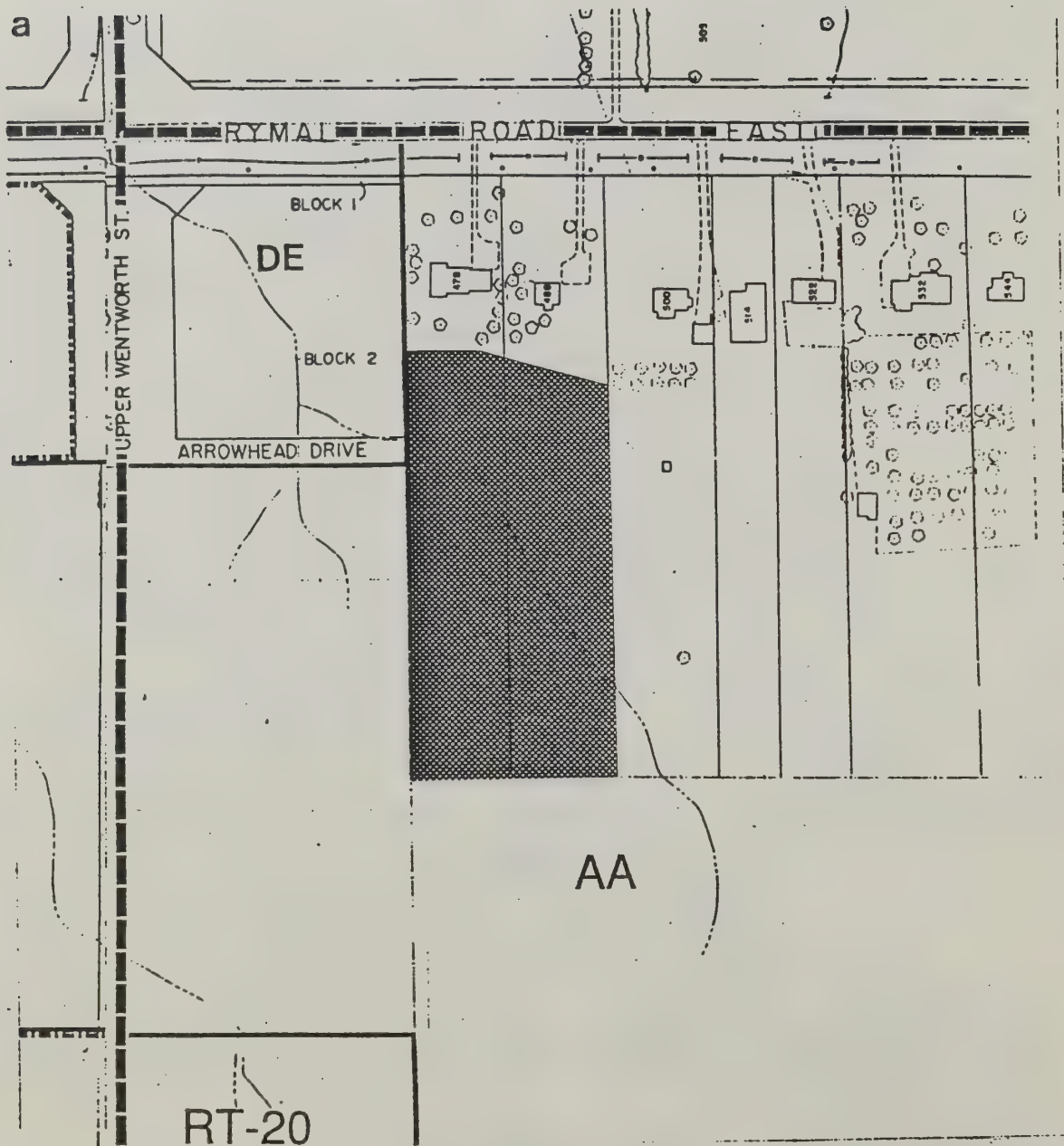
Appendix "J" as referred  
to in Section 39(a) of  
the FIRST Report for 1992  
of the Planning and  
Development Committee

**Legend**



Site of the Application



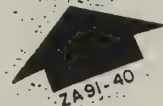


**Legend**



Change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

Appendix "K" as referred  
to in Section 40 of the  
FIRST Report for 1992  
of the Planning and  
Development Committee



## REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **NINTH** Report for 1991 and respectfully recommends:

1. That the Cab Driver Licence application of Paul Bergie, 155 Market Street #208, Hamilton be denied.

For the information of members of City Council, the City of Hamilton Licensing Committee at its meeting of 1991 December 11 recommended that the foregoing licence application be denied on the grounds of the applicant's extensive criminal and driving record. (Further information can be obtained from the Secretary.)

2. That the appeal by Craig Chudyk, 135 Central Drive, Ancaster to remain on the Taxicab Priority List be denied.

Mr. Chudyk appeared before the City of Hamilton Licensing Committee on 1991 December 11 and submitted that he failed to renew his name on the Taxicab Priority List by the 1991 September 30 deadline because his courtesy reminder letter had been delayed in the mail.

The Committee considered Mr. Chudyk's appeal and noted that the reminder letter was sent as a courtesy only and that it was the applicant's responsibility to renew his name on the list as provided for in the By-law 89-249. It was also noted that Mr. Chudyk had renewed his name on the list within the required time period and paid the fee in the previous year.

The Licensing Committee concluded that the applicant had knowledge of the date for renewal on the Taxicab Priority List and simply forgot to renew. The Committee did not consider Mr. Chudyk's submission to be adequate justification to remain on the Taxicab Priority List and therefore made the foregoing recommendation.

3. That the appeal by Grant Inouye, 82 Charlton Avenue East #12, Hamilton for reinstatement on the Taxicab Priority List be denied.

Mr. Inouye appeared before the City of Hamilton Licensing Committee on 1991 December 11 and submitted that he had not received notice of the requirement to pay a fee and to renew his name on the Taxicab Priority List for either 1990 or 1991.

The Committee was advised that letters had been sent to Mr. Inouye but that he had changed his address and failed to notify the Licence Division of such change. When Mr. Inouye eventually notified the City of his change of address a courtesy reminder letter was sent to him which Mr. Inouye said he never received.

After consideration the City of Hamilton Licensing Committee made the foregoing decision on the grounds that Mr. Inouye did not take appropriate action to advise the Licence Division of his change of address, that over a year had elapsed since the initial renewal date, and that Mr. Inouye did not update his address with the City despite the fact that he had maintained an ongoing relationship with the City of Hamilton as a taxi plate owner.

**RESPECTFULLY SUBMITTED**

**ALDERMAN T. COOKE, CHAIRMAN  
CITY OF HAMILTON LICENSING  
COMMITTEE**

Stella Glover  
Secretary

1991 December 11

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FIRST** Report for 1992 and respectfully recommends:

1. That the terms of office for the current citizen members of the various Committees, Boards and Commissions which were extended to 1992 February 1 by the Committee of the Whole of City Council at its Special Meeting held 1991 December 10 be further extended to 1992 March 1 in order to permit the Finance and Administration Committee to conduct mandatory orientation sessions prior to the interview process for citizen members.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Copps, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -16.

NAYS: Alderman Agro. -1.

**CARRIED.**

2. (a) That the terms of reference of the Keep Hamilton Clean Committee be revised by increasing the citizen composition to bring the compliment of the Committee from 12 to 19 citizen members.
- (b) That the following citizens be appointed to serve on the Keep Hamilton Clean Committee for a term of office as listed below:

1. Jack R. Brown, 29 Horning Drive, Hamilton, L9C 6L2 1994 Nov. 30
2. Paddy Chitty, 36 Kingsway Drive, Hamilton, L8N 2H2 1994 Nov. 30
3. Sheila N. Church, 65 Rolston Dr., Hamilton, L9C 3X6 1994 Nov. 30
4. William Deeley, 322 Upper Ottawa St., Hamilton, L8T 3S4 1994 Nov. 30
5. Bob Jaggard, 663 Beach Boulevard, Hamilton, L8H 6X8 1994 Nov. 30
6. Ronald J. Kennan, 116 Dunsmure Rd., Hamilton, L8M 1S6 1994 Nov. 30
7. Rick G. Kozuch, Box 423, Station B, Hamilton, L8L 7W2 1993 Nov. 30
8. Fred Loft, 12 Macauley St. West, Hamilton, L8L 1E5 1994 Nov. 30
9. James Monahan, 204-1324 Monterey Ave., Hamilton, L8K 1P4 1993 Nov. 30
10. Bruce Gordon Taylor, 42 Mountain Ave., Hamilton, L8P 4G1 1992 Nov. 30
11. Ronald P. Volterman, 191 Paradise Rd. N., Hamilton, L8S 3T2 1992 Nov. 30

**REFERRED BACK**

3. That the following citizens be appointed to serve on the Hess Village Pedestrian Mall Authority for a term of office to expire 1994 November 30.

1. Marion Challe, 110 George Street, Hamilton, L8P 1E2
2. Bob Daniels, 105 George Street, Hamilton, L8P 1E3
3. Michael Fortino, 112 George Street, Hamilton, L8P 1E2
4. Donna M. Loyst, 13 Hess Street South, Hamilton, L8P 3M7

4. For the information of the members of City Council, the Finance and Administration Committee at its Special Meeting held 1991 December 16 approved the following appointments to sub-committees:

(a) French Sub-Committee

1. Denyse Beachemin, 87 Napier, Hamilton, L8R 1R2
2. Henriette Déry, 57 Sunvale Place, Stoney Creek, L8E 4Z6
3. Stephane Drolet, 78 Alanson Street, Hamilton, L8N 1W5
4. Anne Gravereaux, 60 Flatt Avenue, Hamilton, L8P 4N3
5. Aristide (Ted) Lafreniere, 41 Edgewood, Hamilton L8T 1J8
6. Roger Paquette, 36 Billington Court, Hamilton, L8T 4R1
7. L. L. Turenne, 68 Deschene Avenue, Hamilton, L9A 3J7

(b) Hamilton Farmers' Market Sub-Committee

1. William E. Kosar, 3800-100 Main St. E., Hamilton, L8N 3W6
2. May Toth, 9 Richmond Street, Hamilton, L8P 4J3

5. For the information of the members of City Council, the Finance and Administration Committee at its Special Meeting held 1991 December 16 approved that the terms of reference of the Taxi Advisory Sub-Committee be revised by the addition of one citizen to the current membership for a total of 4 citizen members.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary  
1991 December 16

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SECOND** Report for 1992 and respectfully recommends:

1. (a) That Civic Gold Pins be awarded to the following members of the Hamilton-Wentworth Aquatic Club for winning the Provincial Championship for Hamilton in the following categories:

Steve Lysak	- 200 Breast Stroke
Rob McLarty	- 200 Free Relay
Stefan Rappazzo	- 200 Free Relay
Brad Sindrey	- 200 Medley Relay
Kevin Tee	- 200 Free Relay

- (b) That Civic Gold Rings be awarded to the above named swimmers in recognition of their setting Canadian records at a Provincial Championship.

2. That Civic Gold Pins be awarded to the following members of the Hamilton-Wentworth Aquatic Club for winning both the winter (Short Course) and Summer (Long Course) Ontario Age Group Championship team titles in 1991:

Peter Goodacre	Simon Goodacre
Cori Upson	Jason Rappazzo
Erica Morton	Lee Hart
Sarah Vargo	Chris Hill
Kimberly Kerr	Erik Wolf
Maureen McKenna	Gord Marcy
Moiria Carriere	Lisa Bourque
Chelsea Bailey	Jennifer Difilippo
Lisa Marcy	Terri Reid
Amy Lysak	Garth Sindrey
Annemarie Brown	Todd Stratten
Theresa Malar	Greg Johnstone
Heather Davidson	Julie Campbell
Matthew Tee	Laura Lancaster

Kyle Boyko  
Trevor Polstra  
Adrian Gheorgheos  
Ken Turnbull  
Steven Hewick  
Shannon Clark  
Sarah Watson  
Amberly Bent  
Melissa Hamilton  
Michelle Prosek  
Debra Thatcher  
David Marcy  
Cory Bardossy  
Jono Hill

Tanya Hunks  
Amanda Rappazzo  
Dayna Bent  
Keith Barrett  
Brandon Robinson  
Trevor Morton  
Adina Danila  
Christine Korneluk  
Carla Difilippo  
Cara Higson  
Erin Doherty  
Aaron Love  
Michael Ragona

Brian Bond - Coach

Dawn Gilhooly - Coach

3. That a Civic Gold Pin be awarded to Brian Cunningham for winning the 1991 Provincial Championship in Judo.
4. That approval be given to the action taken by the City Clerk in authorizing the Neighbour to Neighbour Centre to use the City Hall forecourt on Friday, 1991 November 01 from 11:30 a.m. - 12:00 noon for a Symbolic Protest with regard to G.S.T. and Municipal Taxes.
5. That permission be granted to the Law Department to use the Council Chamber on Wednesday, 1992 April 15 from 10:00 a.m. - 4:00 p.m. for a "mock" Ontario Municipal Board land rezoning appeal hearing as a special outreach/educational project on National Law Day.
6.
  - (a) That approval be given to the action taken by the City Clerk in authorizing the use of the Council Chamber, City Clerk's foyer, and east and west areas of the second floor foyer and related equipment on Wednesday, 1991 November 20 from 6:00 - 10:00 p.m. by the Hamilton Mundialization Committee for their Fourth Annual World Citizenship Award Ceremony, and in providing temporary parking permits for this event.
  - (b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activities.

7.
  - (a) That approval be given to the action taken by the City Clerk in authorizing the City Hall Forecourt and Memorial Garden on Friday, 1991 December 06 from 5:00 p.m. - 6:00 p.m. for a Commemoration Event.
  - (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
8.
  - (a) That permission be granted to the Hamilton and District Women's Inter-Church Council to use the Council Chambers and Room 219 from 7:00 p.m. to 10:00 p.m. on Friday, 1992 March 06 for the 1992 World Day of Prayer Service.
  - (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
9. That approval be given to the action taken by the City Clerk in authorizing the use of City facilities to the Jewish Community Centre, Hamilton-Wentworth and Area as follows:
  - i) To place their Chanukah Menorah on the balcony outside the Council Chambers from Friday, November 29 - Monday, 1991 December 9
  - ii) To grant access to the balcony at approximately 7:00 p.m. each evening during this period for a representative of the Jewish Community Centre to light the Menorah.
  - iii) To use the City Hall Council Chambers on Thursday, 1991 December 05 from 3:45 p.m. - 5:00 p.m. for their Chanukah celebrations.
10. That approval be given to the action taken by the City Clerk in authorizing the use of the City Clerk's foyer and related equipment on Thursday, 1991 November 28 at 6:00 o'clock p.m. by the Hamilton Status of Women Sub-Committee for a public meeting with regard to the safety audit.
11.
  - (a) That approval be given to the action taken by the City Clerk in authorizing the use of the east end, second floor foyer from Monday, 1991 November 25 - Friday, December 06 for the Annual Leather Medal Awards exhibit.
  - (b) That the City Clerk be granted the authority to approve of a similar use in future years, providing it does not interfere with any other activity.

12. That approval be given to the action taken by the City Clerk in authorizing the Ukrainian Canadian Congress to use the City Hall forecourt on Saturday, 1991 December 07 at 11:00 a.m. for a rally of recognition and joy on the ratification of Ukrainian Independence by referendum.
13. That approval be given to the action taken by the City Clerk in authorizing the City Hall Christmas Carol Programme to be held in Council Chambers on Wednesday, December 18 at 3:30 p.m. and Friday, December 20 at 8:30 a.m. for rehearsals and the second floor foyer on Friday, December 20 from 9:15 - 10:30 a.m. for the Carol Programme.
14.
  - (a) That permission be granted to the Ukrainian Canadian Congress to use the Council Chambers on Saturday, 1992 January 25 at 10:30 a.m. for the Ukrainian Independence Day Celebrations.
  - (b) That the Ukrainian flag be flown on 1992 January 25 at City Hall.
  - (c) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
15. That approval be given to the action taken by the City Clerk in authorizing the use of the Council Chamber on Sunday, 1991 December 08 from 4:00 - 6:00 p.m. for a Twin City Ceremony on the occasion of the visit of the delegation from Sarasota, Florida Twin Cities Association.
16. That approval be given to the action taken by the City Clerk in authorizing the United Voices for Fair Treatment in Child Care to use the City Hall Council Chamber on Thursday, 1991 December 12 from 7:30 p.m. for a Public Forum.
17. That approval be given to the action taken by the City Clerk in authorizing the Fly the Flag for Canada Committee to use meeting room 219 for a press conference on Monday, 1991 December 16 at 10:00 a.m. to unveil the workplan for the Fly the Flag for Canada 1992.
18. That approval be given to the action taken by the City Clerk in authorizing the use of Council Chambers on Sunday, 1991 December 15 from 7:30 - 9:30 p.m. for a musical presentation by Jackie Washington and Sonny Johnston.

19. That approval be granted to the Associazione Musicale:
- (a) To hold a performance in the Council Chambers on Sunday, 1992 January 26 at 3:00 p.m., and,
  - (b) To use the Council Chambers on Sunday, January 19 at 6:00 p.m. and Saturday, January 25 at 2:00 p.m. or 6:00 p.m. for rehearsals.
20. That Mr. Norman B. Preece and Mr. C. Douglas Boothe as nominated by the Hamilton Civic Hospitals Foundation, be appointed to the Hamilton Civic Hospitals Board of Governors for a term to expire 1995 December 31.
21. That Mrs. Margaret McGillivray and Mr. Robert Philip as nominated by the Board of Education for the City of Hamilton be appointed to the Public Library Board for a term to expire 1994 November 30.
22. That Mr. Thomas Radigan, as nominated by the Hamilton-Wentworth Roman Catholic Separate School Board, be appointed to the Public Library Board for a term to expire 1994 November 30.
23. That approval be given to the action taken by the Farmers' Market Sub-Committee in scheduling Market Days throughout 1991/1992 Christmas holidays as follows:
- | <u>CHRISTMAS WEEK</u>      | <u>NEW YEAR'S WEEK</u>    |
|----------------------------|---------------------------|
| Monday, 1991 December 23   | Tuesday, 1991 December 31 |
| Tuesday, 1991 December 24  | Thursday, 1992 January 02 |
| Friday, 1991 December 27   | Friday, 1992 January 03   |
| Saturday, 1991 December 28 | Saturday, 1992 January 04 |
24. (a) That the Hamilton Farmers' Market fees be increased by two percent (2%) as shown in schedules "B" and "1", attached hereto as appendix "A".
- (b) That the City Solicitor be authorized and directed to prepare a by-law to amend By-law 81-180, "To regulate the Hamilton Farmers' Market" to reflect this increase, effective 1992 January 01 for submission to City Council.
25. That, in accordance with City Council direction 1991 October 29 for the Treasurer to identify the financing method of funding to proceed with the Safety Audit as requested by the Hamilton Status of Women Sub-Committee, the requested funding of \$10,000. be financed from the Current Contingency account, Centre number 24120.

26. That realty and business tax applications processed under Section 496(a) of The Municipal Act in accordance with Bill 59 (Municipal Act Amendment) Chapter 31 Statutes of Ontario, 1988 in the amount of \$11,560.23 be approved and charged to CH53307-24104 Tax Remissions.
27. That, as referred to in Section 24 of the First Report of the Transport and Environment Committee for 1992, the City's Share of Services for the completion of Gagliano Gardens Subdivision in the additional amount of \$1,300. be financed from the Reserve for City's Share of Services Through Unsubdivided Lands.
28. That, as referred to in Section 20 of the First Report of the Parks and Recreation Committee for 1992 the amount of \$170,589.24 (subject to taxes and interest adjustments) required to complete the final land acquisition for T.B. McQueston from the Ontario Housing Corporation, be financed from the "5% Land Dedication" Reserve.
29. That the payment by Local 288 of the Hamilton Professional Firefighters Association of the legal bill of Mr. Stanley Simpson in the amount of \$749., regarding a traffic violation to firefighter Paul Slattery while in performance of his duties, be reimbursed to Local 288 and charged to Unclassified Expenditure account CH55195-240201.
30. That a purchase order be issued to Carter G.M. Trucks, Hamilton, in the amount of \$262,208.92 including all taxes, for the purchase of three (3) 20 cu.yd. refuse packers, being the lowest acceptable of five suppliers to bid, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Reserve for Replacement of Mobile Equipment Packers Account No. CH5X504-00101.
31. That a purchase order be issued to MacIntyre Electric (1983) Limited, Hamilton, for lighting maintenance, various civic buildings, to 1994 November 30 being the lowest of three tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through various approved accounts, as follows:
  - \$3,346. per month during 1992
  - \$3,451. per month during 1993
  - \$3,556. per month during 1994

32. That a purchase order be issued to Cipolla's Services Ltd., Burlington, for electrical maintenance, various civic buildings, to 1994 November 30 being the lowest of two tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through various approved accounts, as follows:
- \$3,990. per month during 1992  
\$4,389. per month during 1993  
\$4,828. per month during 1994
33. (a) That the City exercise its option to extend the existing agreements, as follows:
- i) General Tire Canada, Hamilton, to supply and service tires to 1994 November 30, approved 1991 June 25 Report 12-91, Item 7;
- ii) Shell Canada Inc., North York, to supply and deliver gasoline and diesel fuels to various locations to 1992 November 30, approved 1990 March 27 Report 9-90, Item 4.
- (b) That these expenditures be financed through various approved accounts.
34. That a purchase order be issued to Bennett & Wright in the amount of \$226,940., including all taxes, being the lowest tender received, to supply and install a new sprinkler system at 125 Barton Street West, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and this expenditure be financed through Sprinkler Replacement Account No. CF5255-319141001.
35. (a) That the Corporation of the City of Hamilton enter into a Lease Amending Agreement with the Art Gallery of Hamilton, to provide for an equal cost sharing arrangement between the City and the Gallery with respect to the maintenance, major repair or capital replacement of passenger Elevator No. 2, which serves both Art Gallery and City facility patrons alike.
- (b) That the Mayor and City Clerk be authorized to execute the Lease Amending Agreement dated 1988 February 24.

36. (a) That an Offer to Purchase executed by officials of the Municipal Non-Profit (Hamilton) Housing Corporation on 1991 December 6, and scheduled for closing on or before 1992 May 14, for the purchase of lands known municipally as 1100 Limeridge Road East, be approved and completed. The subject property has a frontage along the southerly limit of Limeridge Road East of 132.339 metres (434.18 feet) by a depth of 88.32 metres/96.88 metres (289.79 feet/317.87 feet) containing 12,058.3 square metres (2.98 acres), shown as Parts 1 and 4 on Plan 62R-9176. Subject parcel forms part of the property known as 1100 Limeridge Road East. The purchase price of \$570,000. be credited to Account Number CH 4X501 00102 (Reserve for Property Purchases).
- (b) That this Offer to Purchase is conditional on:
- (i) The City entering into an Easement Agreement with the Region in a form satisfactory to the City and the Region for landscaping purposes through a portion of the property being sold described as Part 4 on Plan 62R-9176.
  - (ii) The registration of the said Easement Agreement on title, and
  - (iii) The City's deed to the Purchaser being expressly subject to the registered easement.
37. That an Offer to Purchase (Easement) Agreement executed by Regional officials on 1991 November 13 and scheduled for closing on or before 1992 March 23 for the purchase by the Region of an easement for the construction and maintenance of a watermain along the easterly limit of Upper Ottawa Street, south of Limeridge (No. 5 Fire Hall), required in conjunction with the Red Hill Creek Expressway, be approved and completed. Subject parcel is shown as Parts 1 and 2 on Plan 62R-11676 containing .057 hectare (0.148 acre). The purchase price of \$30,600. be credited to Account Number CH 4X999 00102 (Reserve for Property Purchases - Other Revenue).
38. (a) That an Offer to Purchase executed by Regional officials on 1991 November 13 and scheduled for closing on or before 1992 March 23 for the purchase by the Region of part of the property at 1410 Limeridge Road East required for the Red Hill Creek Expressway be approved and completed. Subject parcel is shown as Part 13 on Plan 62R-11426, containing 10,410.1 square metres (2.57 acres). The purchase price of \$12,850. be credited to Account Number CH 4X501 00201 (Reserve for Acquisition of Park Lands - Sales).

- (b) That the Region covenants and agrees that the Transfer/Deed of the lands described in Box 5 of the subject Transfer/Deed from the City to the Region shall be executed by the Region and shall contain the following provisions:
  - i) The Regional Municipality of Hamilton-Wentworth shall use the lands described in Box 5 of this Transfer/Deed only for the Red Hill Creek Expressway and related or ancillary uses as approved by the Council of The Regional Municipality of Hamilton-Wentworth and for no other purpose unless with the express written consent of The Corporation of the City of Hamilton.
  - ii) The Regional Municipality of Hamilton-Wentworth covenants and agrees that if The Regional Municipality of Hamilton-Wentworth resolves to dispose of some or all of the lands described in Box 5 of this Transfer/Deed, The Regional Municipality of Hamilton-Wentworth first shall offer the lands to be disposed of to The Corporation of the City of Hamilton at or for the price (or a proportionate amount of the price in the event of the disposition of only some of the said lands) set out in this Transfer/Deed. The benefit of this covenant and agreement is not assignable by The Corporation of the City of Hamilton.
- c) That the Mayor and City Clerk be authorized to execute the required documentation. **ADDED AND CARRIED.**

- 39.
- (a) That the current Agreement between the City of Hamilton and Servifood Ltd. (formerly the Canadian National Institute for the Blind) which was approved by City Council on 1959 August 25 by adopting Section 43 of the Board of Control Report be terminated upon the City giving at least sixty (60) days advance notice.
  - (b) That approval be given to enter into an Agreement with Carmen's Catering Ltd. for the Provision of Cafeteria/Food Services at Hamilton City Hall. The agreement is to commence on 1992 April 6 at a rental of \$1,000. per month plus 10% of gross sales (estimated at \$300,000. per year) paid quarterly, plus realty and business taxes (estimated at \$8,000. per year). The agreement will be for a period of five (5) years with an option to renew for further periods of three (3) and two (2) years respectively if so decided by the City.

- (c) That the City Solicitor be directed to prepare the Agreement.
- (d) That the Mayor and City Clerk be authorized to execute the Agreement on behalf of the City.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -15.

NAYS: Aldermen Copps, Wilson. -2.

**CARRIED.**

- 40. That the salary classification for the following non-union position in the Building Department be approved in accordance with Item 12 of the 5th Report of the Planning and Development Committee adopted by Council on 1991 March 26.

<u>POSITION TITLE</u>	<u>FUNCTION</u>	<u>GRADE</u>	<u>SALARY</u>
Manager of Customer Services	To manage the Customer Services section in providing a living environment free of safety, health and fire hazards through plan examination, and advising design professionals on regulatory requirements.	G	\$59,217.60 \$69,797.00

- 41. That the contract settlement of the Ontario Sheet Metal and Air Handling Group and Sheet Metal Workers' International Association and Ontario Sheet Metal Workers' Conference, Local 537, Hamilton, be received pursuant to the Fair Wage Policy of the City of Hamilton.
- 42. That the contract settlement of the Ontario Industrial Roofing Contractors' Association and Ontario Sheet Metal Workers' Conference of the Sheet Metal Workers' International Association on behalf of Local 537, Hamilton, and Sheet Metal Workers' International Association, be received pursuant to the Fair Wage Policy of the City of Hamilton.
- 43. That the listing of Appointments To and Terminations From Permanent positions with the Corporation to 1991 December 30 attached hereto as Appendix "B" be approved.

44. (a) That the account of Mr. Ian Binnie of McCarthy, Tétrault, dated 1991 December 3, in relation to the Twin Pad Arena OMB hearing, in the total amount of \$68,847.07 be approved for payment.
- (b) That this expenditure be funded from accounts of the Law Department as follows:
- (i) McCarthy and McCarthy, Centre number 55426: \$43,847.07
- (ii) Legal Miscellaneous - Centre number 55428: \$25,000.00
45. That the request for an investigation of the feasibility of converting City of Hamilton taxicabs to wheelchair accessible taxicabs be referred back to the Finance and Administration Committee with a view to tabling this matter until such time as the Study of Transportation Services for People with Disabilities is completed.
46. (a) That the 1992 invoice for \$115,164.38 (plus GST) from Dunn and Bradstreet Software (formerly Management Science America) be authorized for payment from Account CH 5609X-26021 (User Software).
47. (a) That approval be given to proceed with the preparation of the final construction plans and estimates for the construction of the computer room in City Hall including the required automatic Sprinkler system, cooling systems, electrical work and security systems.
- (b) That the Manager of Purchasing be authorized to subsequently issue tenders if the final estimate for the project is within \$500,000.
- (c) That the estimated cost of construction and relocation of the computer be funded as follows:
- |                     |  |
|---------------------|--|
| CF 5255-3191-41001  | \$150,000. (Major Maintenance Civic Buildings) |
| CF 5698-26XX-510XX  | \$303,000. (Computer Software)                 |
| CF 5200-2688-510011 | \$ 47,000. (Computer Security)                 |
- (d) That the restoration (for use by the Support Services Division) of the basement area currently occupied by the computer be submitted for consideration as part of the 1992 capital budget process (estimated cost \$67,000.).

48. That, as recommended by the Hamilton Mundialization Committee, approval be given to the following guidelines for future Hamilton twin city relationships, as amended:
- (a) It is desirable that a potential twin city state its intent or plan for mundialization in the twinning contract that is negotiated with the City of Hamilton.
  - (b) It is desirable that the potential twin city identify a group within its city to liaise with the Hamilton Mundialization Committee.
  - (c) It is desirable that the premiere purpose of twinning should be promotion of grass roots or people exchanges between the cities. This will include a) broad support for the potential twin city relationship within the equivalent cultural community and b) representation and active participation of the equivalent cultural community in Hamilton on the Hamilton Mundialization Committee.
  - (d) It is desirable that procedures and mechanisms for the presentation of proposals for twinning by interested parties to City Council be defined and formalized.
  - (e) It is desirable that the procedures indicate the point in the selection process of a twin city when a recommendation from the Mundialization Committee is solicited.
  - (f) It is desirable that there be a review of each twinning relationship every five years.
  - (g) It is desirable that under normal circumstances, no more than one new twin city be selected within a two-year period.
  - (h) It is desirable that the respective responsibilities of City Hall and the Mundialization Committee for arrangements for each exchange visit be clearly defined in the planning phase of the visit.
49. That the Finance and Administration Committee, on behalf of the City, assume the duties and responsibilities presently held by the Information Systems Committee.

50. (a) That the City of Hamilton renew the lease at 50 Jackson Street West with the Hamilton Municipal Employees' Credit Union Limited for a period of five (5) years commencing 1991 November 2 and terminating on 1996 November 1.
- (b) That the Mayor and City Clerk be authorized to execute a lease document satisfactory to the City Solicitor.
- (c) That rent payable to the Football Hall of Fame be established on the following basis:

Rent payment be adjusted and commence on the second day of 1991 November at a rental of \$6,666.66 per month or \$80,000. per year inclusive of realty taxes which are \$19,254. for 1991.

In addition to rent paid by the Hamilton Municipal Employees' Credit Union Limited, they are also responsible for their share of the operating costs over the base year 1991.

- (d) That the lease provide for a one year notice clause for either party for vacation of the premises.

All amounts payable shall be deemed to be additional rent.

- (e) That Section 26 of the Nineteenth Report of the Finance and Administration Committee adopted by City Council 1991 October 29 which included a phasing in plan for the increase in rent be rescinded.
51. (a) That the former West Avenue School Property be made available for occupancy by the Social Planning and Research Council (SPRC) and the Self Help Centre.
- (b) That the Director of Property be authorized to continue negotiating an agreement with the S.P.R.C. and the Self Help Centre, governing their proposed occupancy and covering such issues as term, rental payments, operating cost responsibility and capital improvement responsibility.
- (c) That the details of the agreement be brought back to the Finance and Administration Committee and City Council for approval.

52. That the process for the 1992 General Grants be as follows:
- (a) The total 1992 current budget appropriation for grants be established at the 1991 level, namely \$600,000.;
  - (b) All General Grant applications received by 1991 December 31 are to be summarized along with their 1991 and 1990 Grant history for consideration by the Committee of the Whole of City Council;
  - (c) The Committee of the Whole will meet by the end of January 1992, (time permitting) to review the summary of the 1992 General Grant requests along with the grant application, a written or verbal presentation and approve the 1992 General Grant amount which would not be subject to appeals;
  - (d) All applicants will be requested to either submit a written submission summarizing their grant request to be forwarded to the Grants Co-ordinator at least 3 days prior to the Committee of the Whole meeting or request a 5-minute presentation to the meeting;
  - (e) That the Grants Policy and Procedure be reviewed by the Finance and Administration Committee in light of the above process changes by 1992 June 30.
53. (a) That a 1991 Capital Grant in the amount of \$12,500. to Hamilton Theatre Inc. be financed from the provision in the approved 1991-1995 Capital Budget;
- (b) That the request to withdraw the Capital Grant application from the Hamilton Bay Sailing Club be approved;
54. (a) That a grant be approved in the amount of \$50,000. to the Hamilton Spectator Indoor Games to be used to offset the costs associated with the annual event held 1992 January 10.
- (b) That this expenditure be funded from account CH5A104-2001.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -15.

NAYS: Aldermen Kiss, Copps. -2.

**CARRIED.**

55. That the following resolutions be endorsed:

(a) Regional Municipality of Hamilton-Wentworth Re: 1992 - The Year for Canada

"Whereas Canada is a nation made up of many different cultures, and;

Whereas Canada is enriched by the diversity of its Regions, and;

Whereas these diversities should be treasured as part of our unique heritage as a nation, and;

Whereas no symbol encompasses our diversity more than our Nation's flag, and;

Whereas 1992 is the year that we celebrate the 125th Anniversary of the Birth of our Nation,

Therefore be it resolved that to celebrate our rich tradition and our future together, let it be proclaimed, 1992 - The Year for Canada, and further;

That all Canadians throughout our Nation be encouraged to "Show the Flag for Canada" throughout 1992, and further;

That every household, school, business, and community organization be encouraged to adopt this resolution and participate in organizing activities to promote confidence and pride among all Canadians, and further;

That this resolution be forwarded to every Canadian Municipality with populations greater than 50,000, encouraging them to endorse and actively support these commitments to Canada by sharing this celebration of our Nation and its flag."

(b) City of Stoney Creek Resolution No. 19-11 - Sale and Rental of Adult and Triple X-rated Videos

WHEREAS the present legislation is ambiguous with regards to controlling the sale and rental of adult and triple X-rated videos, and

WHEREAS the sale and rental of such videos is unhealthy for the well-being and social development of any Canadian community, and

WHEREAS this type of business is detrimental to the image of conscientious business, and

WHEREAS this type of business is degrading to society, especially to women, and

WHEREAS this type of business may influence the kind of social crimes our society is presently experiencing;

NOW, THEREFORE, BE IT RESOLVED THAT

1. That the City of Stoney Creek petition the federal government (i.e. Minister of Justice) and the provincial government (i.e. the Attorney General) to adopt tougher and tighter conditions to their present obscenity and morality laws that will eliminate the operation of all adult and triple X-rated video sales and rentals, and
2. That the Minister of Municipal Affairs, the Honourable David Cooke, be petitioned to amend section 222 of the *Municipal Act* to specifically include the licencing, regulating, governing, etc., of adult entertainment parlours which rent, offer to rent or display for rent "goods" as described in subsection 9 of the section, and
3. That the Hamilton Wentworth Regional Police be requested to monitor the activities of businesses involved in the sale and rental of adult videos and pornographic magazines and to lay charges where there are violations, where justified.
4. That a copy of this resolution be sent to the executives of the Federation of Canadian Municipalities and the Association of Municipalities of Ontario for endorsement, and
5. That a copy be sent to the local M.P., Shirley Martin; and the local M.P.P., Mark Morrow; and to the Federal Minister of Justice and the Attorney General of Ontario; and to the Regional Municipality of Hamilton-Wentworth; and to all municipalities in Ontario with populations over 25,000.

The Finance and Administration Committee also recommends that the Federation of Canadian Municipalities and the Association of Municipalities of Ontario be notified of this endorsement.

56. (a) That City City Council petition the Government of the Province of Ontario to allow municipal utilities of the Province of Ontario to have the right of first refusal to purchase excess generation from non-utility generation projects (NUG) within their service area..
- (b) That a copy of this resolution be sent to the Association of Municipalities of Ontario and all cities over 50,000 population in the Province of Ontario for their endorsement.
57. That Mr. Joe Pavelka, Acting Chief Administrative Officer and Mr. Doug Lobo, Acting Director of Public Works be placed within the range for the positions, in the appropriate step, for the period during which they carry out the Acting responsibilities.
58. 1. That the City of Hamilton decline to accept the Plaintiffs' Offer to Settle Ontario Court (General Division) Action No. 16067/89 dated 1991 October 2.
2. That the City of Hamilton make an Offer to Settle in Ontario Court (General Division) Action No. 16067/89 in the following terms:
- (a) That the damage claim on behalf of Hamish (Jamie) Campbell be assessed in the amount of \$10,000. for General Damages.
- (b) The Family Law Act claim on behalf the Plaintiffs, Elizabeth Campbell, Stuart John Albert Campbell, Susan Roberta Campbell and Colin Campbell be assessed in the amount of \$1,000.
- (c) That pre-judgment interest be paid on the above sums at the rate of 11% per annum.
- (d) That the Plaintiffs receive their Party and Party costs to be agreed or assessed.
- (e) That provided the Defendant by counter-claim Colin Campbell pays \$4,000. of the above noted sums that the City agree that the counter-claim be dismissed without costs.
- (f) That the Plaintiffs obtain the necessary Judge's Orders approving the infant settlement.

- (g) That this offer remain open for acceptance until withdrawn or until the commencement of trial whichever first occurs.
59. 1. That the City of Hamilton reject the Plaintiffs' Offer to Settle Ontario Court (General Division) Action No. 6893/89, dated 1991 October 21.
2. That the City of Hamilton make an offer to Settle Ontario Court (General Division) Action No. 6893/89, in the following terms:
- (a) That the City of Hamilton pay to the Plaintiffs, John Jeffery Davidson, Harry Davidson and Carol Davidson, the sum of \$2,500. inclusive of all damages, interest and costs.
- (b) That Ontario Court (General Division) Action No. 6893/89 be dismissed without costs.
- (c) That this Offer remain open for acceptance until withdrawn, or until the commencement of Trial, whichever first occurs.
60. 1. That the City of Hamilton resolve Ontario Court (General Division) Action No. 16413/89 by the payment to the Plaintiffs, Sao and Miguel Henriques of the sum of \$4,065.20 inclusive of all damages, interest and costs.
2. That the Plaintiffs, Sao and Miguel Henriques, be required to provide the City of Hamilton with a Full and Final Release in a form satisfactory to the Law Department.
3. That Ontario Court (General Division) Action No. 16413/89 be dismissed without costs.
61. That Approval be given to implement the **CONFIDENTIAL** Recommendations contained in the Background of the report of the Director of Property dated 1991 November 18 on Security at City Hall, as amended, copies of which have been distributed to all members of City Council under separate cover.

Recorded vote on section 61

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico. -15.

NAYS: Aldermen Agro, Copps. -2.

**CARRIED.**

62. For the information of the Members of City Council, the Finance and Administration Committee, at its meeting held 1992 January 09, made the following appointments to the various Sub-Committees under its jurisdiction.

(a) Advisory Committee on Equitable Representation on Committees/Boards/Commissions:

Alderman D. Agostino, Alderman B. Charters.

(b) English Language Sub-Committee:

Mayor R. M. Morrow.

The English Language Sub-Committee has requested that Council representation be increased to two (2) representatives to include the Mayor.

(c) French Sub-Committee:

Mayor R. M. Morrow, \* Alderman Wm. McCulloch, \* Alderman F. D'Amico

The French Sub-Committee would welcome one (1) additional Council representative on the sub-committee.

(d) Hamilton Farmer's Market Sub-Committee:

Alderman D. Agostino, \* Alderman T. Anderson

One (1) member of City Council still required for appointment.

(e) Hamilton Municipal Retirement Fund Committee:

Mayor R. M. Morrow, Alderman T. Anderson, Alderman B. Charters, Alderman D. Ross.

(f) Hamilton Status of Women Sub-Committee:

Alderman D. Agostino, Alderman M. Kiss.

(g) Keep Hamilton Clean Committee:

Alderman D. Wilson.

(h) Strategic Plan Task Force:

Mayor R. M. Morrow, Alderman B. Charters, Alderman G. Copps, Alderman M. Kiss, Alderman D. Ross.

(i) Taxi Advisory Sub-Committee:

Alderman D. Drury, \* Alderman F. Eisenberger

Two (2) members of City Council still required for appointment.

\* Added during Council.

63. That leave be granted to introduce the following Bills:

(a) Bill H-8 A By-law to Amend By-law 81-180 Respecting Fees.

(b) Bill H-9 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary  
1992 January 9

January 14, 1992

Appendix A As Referred to in Section  
24 of the SECOND Report of the  
Finance and Administration  
Committee for 1992.

**HAMILTON FARMERS MARKET  
1992 FEE SCHEDULE**

**SCHEDULE 'B' TO BY-LAW NO. 87-324**

**PART 1: PRODUCERS' AND DEALERS' FEES**

Stand Number	Location	Amount of Producers' and Dealers' Fees		
		Per Month	Per Day	YRLY
1 to 8	(Refrigeration Units)	\$ 270.00	N/A	\$3240.
12 to 18	(Refrigeration Units)	270.00	N/A	3240.
22	(Refrigeration Units)	270.00	N/A	3240.
9,10,11	(Refrigeration Units)	225.00	N/A	2700.
19,29,21	(Refrigeration Units)	225.00	N/A	2700.
23 to 46	RAMP	157.00	25.00	1884.
47 to 62A	North Wall - Main Floor	157.00	25.00	1884.
63 to 70	West Wall - Main Floor	157.00	25.00	1884.
71 to 95	South Wall - Main Floor and Under Ramp	157.00	25.00	1884.
96 to 100	Loading Docks(from 7:30am to 4:00pm)	157.00	25.00	1884.
101 to 111	East Wall - Main Floor	157.00	25.00	1884.
112 to 143	Stands in Middle from East to West (North Side)	157.00	25.00	1884.
144 to 175	Stands in Middle from West to East (South Side)	157.00	25.00	1884.
30a,34a,38a,37a,46a		87.00	12.00	1044.
70a,72a		66.00	12.00	792.
92		221.00	25.00	2652.
176	Coffee Shop	314.00	N/A	3768.

PAGE 2

**SCHEDULE 1**

**TO**

**By-law No. 87-180**

**PART 2: DEALERS' FEES PAYABLE IN ADDITION TO FEES PAYABLE UNDER PART 1**

<u>Stand No.'s</u>	<u>Dealers' Fees</u> <u>Per Annum</u>
1 to 176	\$ 91.00

**PART 3: PRODUCERS' AND DEALERS' FEES FOR ADJACENT STANDS**

Fee for one stand when available, immediately adjacent to a stand for which an annual fee is paid in advance..... \$ 7.00 per day

**PART 4: FRIDAY MARKET FEES**

8 FT. Refrigeration Unit .....	\$ 17.00 per day
12 FT. Refrigeration Unit .....	\$ 21.00 per day
Regular Stands .....	\$ 12.00 per day
Each Additional Stand .....	\$ 7.00 per day
Coffee Shop .....	\$ 23.00 per day
Daily Users' Fees .....	\$ 25.00 per day

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Donald Alford	Firefighter I	Fire	Retired	31 years, 5 months	29/11/91
Mr. Thomas Atkinson	Caretaker	Property	Terminated	10 years, 7 months	29/11/91
Mr. Keith Avery	City Clerk	City Clerk's	Retired	41 years, 5 months	31/12/91
Mr. John Barrowcliff	Traffic Signal Repairman II	Traffic	Retired	19 years, 8 months	31/12/91
Mr. Robert Bradshaw	Building Inspector	Building	Retired	27 years, 11 months	28/06/91
Mr. Gus Cino	Caretaker	Property	Retired	12 years, 10 months	31/12/91
Mr. Harold Cooper	Foreman II (Sanitation)	Public Works	Retired	30 years, 5 months	31/12/91
Ms. Joan Currie	Stenographer II	Building	Retired	18 years, 8 months	31/12/91
Mr. Ronald Day	Chief License Inspector	City Clerk's	Retired	15 years, 9 months	31/12/91
Mr. Vincent DiFederico	Lieutenant	Fire	Retired	31 years, 10 months	28/11/91
Mr. Italo Dominic	Building Inspector	Building	Retired	23 years, 9 months	30/08/91
Mr. Don Elder	Co-Ordinator, Regional Purchasing	Treasury	Retired	30 years, 11 months	31/12/91
Mr. Charles Ellis	Firefighter I	Fire	Retired	35 years, 4 months	26/11/91
Mr. Sigismondo Faccenda	Concrete Finisher	Public Works	Retired	7 years, 2 months	31/12/91
Mr. Robert Fyfe	Firefighter I	Fire	Retired	31 years, 5 months	30/11/91

Prepared 30/12/91

January 14, 1992

Appendix B As Referred to in Section 42 of the SECOND Report of the Finance and Administration Committee for 1992.

January 14, 1992

THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Lionel Gagnon	Tractor Operator	Public Works	Retired	23 years, 7 months	31/12/91
Mr. Carmen Gatto	Truck Driver (Districts)	Public Works	Retired	19 years, 6 months	31/12/91
Mr. David Gibson	Building Inspector	Building	Retired	17 years, 5 months	31/12/91
Mr. James Graham	Lieutenant	Fire	Retired	35 years, 8 months	30/11/91
Mr. Gerry Greco	Carpenter	Public Works	Retired	17 years, 3 months	31/12/91
Mr. Jerome Haynes	Firefighter I	Fire	Retired	34 years, 7 months	28/11/91
Mr. Ron Hawkes	Motor Mechanic	Public Works	Retired	10 years, 10 months	31/12/91
Mr. Edward Hilton	Firefighter I	Fire	Retired	30 years, 1 month	26/11/91
Mr. Vills Imaks	Transcrete Operator	Public Works	Retired	21 years, 7 months	31/12/91
Mr. Robert Kerr	District Chief	Fire	Retired	37 years, 3 months	30/11/91
Mr. Kenneth Kiernan	Chief Fire Prevention Officer	Fire	Retired	35 years, 5 months	29/11/91
Mr. William Kensella	Firefighter I	Fire	Retired	35 years, 1 month	28/11/91
Mr. Stan Knight	Garbage Truck Driver	Public Works	Retired	29 years, 6 months	31/12/91
Mr. David Kurceba	Probationary Firefighter	Fire	Resigned	1 1/2 months	15/11/91
Mr. Bernard Laughlin	Lieutenant	Fire	Retired	30 years, 11 months	30/11/91
Mr. Roger Lott	Carpenter	Public Works	Retired	18 years, 2 months	31/12/91
Mr. Ronald McCall	Firefighter I	Fire	Retired	33 years, 1 month	26/11/91

Prepared 30/12/91

THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Ms. Ruth Morrison	Administrative Assistant II	City Clerk's	Retired	45 years, 6 months	31/12/91
Mr. Donald Morrow	Zoning Examiner & Code Correlator Building		Retired	35 years, 1 month	31/07/91
Mr. Charles Murray	Office Manager III	Public Works	Retired	27 years, 8 months	31/12/91
Mr. John Naylor	Firefighter I	Fire	Retired	34 years, 3 months	17/11/91
Ms. Joan Orford	Supervisor of Cleaners II	Property	Retired	15 years, 11 months	31/12/91
Mr. Chester Orzel	Manager of Cemetery Division	Public Works	Retired	43 years, 1 month	31/12/91
Mr. Wilburt Peters	Firefighter I	Fire	Retired	29 years, 8 months	26/11/91
Mr. Allan Plant	Shipper & Receiver	H.E.C.F.I.	Terminated	13, years, 11 months	31/10/91
Mr. William Robertson	Parking Services Prosecutor	Traffic	Retired	17 years, 2 months	31/12/91
Mr. Albert Runtjes	Traffic Service Foreman	Traffic	Retired	29 years, 10 months	31/12/91
Mr. John Samek	Firefighter I	Fire	Retired	35 years, 7 months	28/11/91
Mr. Al Stokan	Arena Maintenance I	H.E.C.F.I.	Retired	16 years, 6 months	31/12/91
Mr. Robert Taylor	Firefighter I	Fire	Retired	35 years, 1 month	30/11/91
Ms. Christel Vanags	Public Education Liaison Officer	Culture & Recreation	Retired	29 years, 9 months	31/12/91
Mr. Paul Waind	Property Control Officer	Property	Retired	26 years, 9 months	31/12/91
Mr. George Zdriluk	Firefighter I	Fire	Retired	30 years, 3 months	28/11/91

Prepared 30/12/91

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Nancy Barlas	Clerk Typist III (8-B)	Property	Replacing Ms. K. Smith - bumped	\$22,069.32 to \$23,845.64	18/11/91
Mr. D'Arcy Bresnahan	Gardener II (D-14A)	Public Works	Replacing Mr. F. Liberatore - transferred	\$31,000.32 to \$31,416.32	28/10/91
Mr. Bruce Broker	Lifeguard II (1)	Culture & Recreation	Replacing Ms. M. Morgan - promoted	\$26,078.00 to \$28,242.24	18/11/91
Mr. Pat Celebre	Labourer/Truck Driver (Parks Maintenance) (D-9)	Public Works	Replacing Mr. P. Gorman - retired	\$31,044.00	28/10/91
Mr. Mike Clark	Maintenance Foreman (14-A)	Parking Authority	Position being moved from Traffic to Parking Authority due to right sizing	\$29,566.16 to \$34,851.96	25/11/91
Mr. Danny Coppolino	Operator III (D-13A)	Public Works	Replacing Mr. J. McLaren - retired	\$31,008.64 to \$31,424.64	15/11/91
Mr. Vince Dineley	Operator (M-16)	Central Utility Plant	Replacing Mr. J. Oliver - resigned	\$36,687.04	11/11/91

Prepared 30/12/91

## THE CORPORATION FOR THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. William Dickson	Supervisor of Cashiers (M)	Treasury	Replacing Mr. T. Franco - resigned	\$38,705.16 to \$45,542.12	18/11/91
Mr. Abelardo Estravillo	Foreman/Woman II (Mech Rprs) (12-D)	Fleet Services	Replacing Mr. P. Morosin - promoted	\$35,232.08 to \$41,881.32	04/11/91
Mr. Joseph Galati	Garbageman/Woman (D-10)	Public Works	Replacing Mr. D. Embleton - transferred	\$30,960.80 to \$31,376.80	11/11/91
Mr. Raymond Harkness	Park Draftperson (1)	Community Development	New Position - due to reorganization	\$32,093.83 to \$36,470.72	11/11/91
Mr. David Hockley	Gardener II (1)	Public Works	Replacing Mr. D. Leslie - resigned	\$31,000.32 to \$31,416.32	11/11/91
Mr. Randy Manuel	Gardener II (1)	Public Works	Replacing Mr. L. McCurdy - promoted	\$31,000.32 to \$31,416.32	11/11/91
Mr. Danny Mazzocato	Truck Driver (Litter Centres) (1)	Public Works	Replacing Mr. R. Parsik - transferred	\$31,008.64 to \$31,424.64	26/11/91
Mr. Donald Peters	Chief Fire Prevention Officer (C-12A)	Fire	Replacing Mr. K. Kiernan - retired	\$67,819.02	16/12/91

Prepared 30/12/91

## THE CORPORATION FOR THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Allan Plant	Shipper/Receiver (M-10)	H.E.C.F.I.	Returning to former position	\$32,308.64	09/12/91
Mr. Nancy Rajher	Customer Service Rep/ Plan Examiner (19-A)	Building	New Position - Council Approved March 27, 1991	\$32,250.40 to \$38,081.68	04/11/91
Mr. Keith Ridgewell	Street Sweeper Operator (D-14D)	Public Works	Replacing Mr. M. McEntee - reclassified	\$31,245.76 to \$31,661.76	10/12/91
Mr. George Robis	Customer Service Rep/ Plan Examiner (19-A)	Building	Replacing Ms. L. Paterson - promoted	\$32,250.40 to \$38,081.68	02/12/91
Mr. Albert Vandenkaker	District Chief (C-11)	Fire	Replacing Mr. G. Peace - promoted	\$60,038.17	10/11/91
Mr. Carl Van Veen	Street Sweeper Operator (D-14D)	Public Works	Replacing Mr. G. Costello - promoted	\$31,245.76	09/12/91

**REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **THIRD** Report for 1992 and respectfully recommends:

1. That the request from the Art Gallery of Hamilton for an exemption from payment of municipal realty taxes be denied, and
2. That the Region of Hamilton-Wentworth's Committee which was set up to evolve a 5 year plan for operating and capital requirements for the Art Gallery of Hamilton, consider the request from the Art Gallery for an increase in the operating grant.

Recorded vote.

YEAS: Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -14.

NAYS: Mayor Morrow, Aldermen Agro, Agostino. -3.

**CARRIED.**

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary  
1992 January 14



1992 January 28

Hamilton City Council  
1992 January 28  
7:30 o'clock p.m.  
Council Chamber, City Hall

URBAN MUNICIPAL

The Council met.

GOV. DOCUMENTS

Present: Mayor R. M. Morrow,

Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Reverend Desmond Fleming, St. Stephen of the Mount led the Council in prayer.

\* \* \* \* \*

Mayor R. M. Morrow presented Mitch Mahoney with a civic pin in recognition of winning the 1991 Ontario Juvenile Golf Championship.

Mayor Morrow proclaimed the following:

"Heart and Stroke Month" for February, 1992.

"White Cane Week " for the week of February 2 to February 8, 1992.

"Victorian Order of Nurses Week" for the week of January 26 to February 1, 1992.

"International Development Week" for the week of February 3 to February 7, 1992.

\* \* \* \* \*

The minutes of the meeting held 1992 January 14 were taken as read and approved.

\* \* \* \* \*

Correspondence:

1. Petition in opposition to the application for an Official Plan Amendment respecting property located on the south side of Studholme Road, west of Beddoe Drive.

**Received.**

2. Application dated 1992 January 24 from 603815 Ontario Inc. (David Armstrong - Agent) for a modification to the established "C" (Urban Protected Residential, etc.) District for 1492 Upper James Street, Hamilton, Ontario.

**Received.**

3. Letter dated 1992 January 28 from Pam Smith, 1102 Upper Sherman Avenue, Hamilton, Ontario withdrawing her objection to By-law 91-206 respecting Land Located on the south-west corner of Upper Sherman Avenue and Limeridge Road East, subject to various conditions.

**Received.**

4. Letter dated 1992 January 22 from David Christopherson, M.P.P. enclosing a copy of the report, Ontario Fiscal Outlook: Meeting the Challenges, released on 1992 January 21, by Treasurer Floyd Laughren.

**Received.**

5. Letter dated 1992 January 21 from The Honourable Dave Cooke, Minister of Municipal Affairs announcing allocations for schools, universities, hospitals and unconditional transfers to municipalities.

**Received.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be now considered in Committee of the Whole.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: 0.

**CARRIED.**

\* \* \* \* \*

<b>TRANSPORT AND ENVIRONMENT COMMITTEE - SECOND REPORT</b>
--

Section 15 Re: Stop up and closing of road allowance - Beckley Drive

Alderman Jackson declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Jackson owns and operates a store in close proximity of this undertaking.

\* \* \* \* \*

Section 17 Re: Hamilton General Hospital staff parking - Mountain Park Avenue

It was moved by Alderman Merling and seconded by Alderman Anderson that Section 17 of the Second Report of the Transport and Environment Committee be amended by adding Sub-section (c) as follows:

- (c) That the City of Hamilton accept the offer of the Henderson Hospital to share equally the estimated \$40,000.00 revenue associated with the sale of these parking permits to Hospital employees.

**CARRIED.**

**PARKS AND RECREATION COMMITTEE - SECOND REPORT**

**Section 5 Re: Hourly Ice Rentals - Civic Arenas**

It was moved by Alderman Eisenberger and seconded by Alderman Agostino that section 5 of the Second Report of the Parks and Recreation Committee be amended by:

deleting the words "three year" in the first line and substituting in lieu thereof the word "1992" and by deleting the columns titled "1993" and "1994". **CARRIED.**

Recorded vote on Section 5 as amended

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

**NAYS:** Alderman Jackson. -1. **CARRIED.**

\* \* \* \* \*

**Section 6 Re: Fee Schedule for Chedoke and King's Forest Golf Courses**

It was moved by Alderman Drury and seconded by Alderman Morelli that section 6 of the Second Report of the Parks and Recreation Committee be amended by adding the following as subsection (c)

(c) That the tournament surcharge be raised from \$2.00 to \$3.00 per player.  
**CARRIED.**

Recorded vote on amendment

**YEAS:** Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -15.

**NAYS:** Aldermen Kiss, Jackson. -2. **CARRIED.**

It was moved by Alderman Agostino and seconded by Alderman Morelli that section 6 of the Second Report of the Parks and Recreation Committee be amended by revising the rate structure in the following manner:

- (a) That the adult (male and female) membership rate at Chedoke be \$575.00
- (b) That the adult (male and female) membership rate at King's Forest be \$685.00
- (c) That the 18 hole green fees be set at \$26.00
- (d) That the Senior membership rates be increased by \$40.00 over the 1991 rates.

Recorded vote on amendment

YEAS: Aldermen Morelli, Agostino. -2.

NAYS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. - 14. **LOST**

Recorded vote on Section 6 as amended.

YEAS: Mayor Morrow, Alderman Cooke, Agro, McCulloch, Drury, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -11.

NAYS: Aldermen Kiss, Morelli, Copps, Wilson, Agostino. -5. **CARRIED.**

<b>PLANNING AND DEVELOPMENT COMMITTEE - SECOND REPORT</b>
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Section 7 (b) Re: Membership - Local Architectural Conservation Advisory Committee

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Section 7 Sub-section (b) of the Second Report of the Planning and Development Committee be amended by adding to the list the following name: J. Brian Henley

**CARRIED.**

\* \* \* \* \*

Section 15 Re: Chedoke Park Neighbourhood Plan - 100 Beddoe Drive (LAPP)

Recorded vote:

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Charters. -1.

**CARRIED.**

\* \* \* \* \*

Section 16 Re: Official Plan Amendment - Chedoke Heights Inc.

Recorded vote:

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Charters. -1.

**CARRIED.**

\* \* \* \* \*

Section 17 Re: Bill C-19: A By-law to amend Zoning By-law No. 6593 as amended by By-law 91-206 respecting land located at the south-west corner of Upper Sherman Avenue and Limeridge Road East.

It was moved by Alderman Merling and seconded by Alderman Anderson that section 17 of the Second Report of the Planning and Development Committee be amended by adding Sub-section (b) as follows:

- (b) Bill C-19: A By-law to amend Zoning By-law No. 6593 as amended by By-law 91-206 respecting land located at the south-west corner of Upper Sherman Avenue and Limeridge Road East.

**FINANCE AND ADMINISTRATION COMMITTEE - FOURTH REPORT**

**Section 15 Re: Performance Excellence Programme**

**Recorded vote:**

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

**NAYS:** Aldermen Copps, Wilson. -2.

**CARRIED.**

\* \* \* \* \*

**Section 22 Re: Single Tier Bureaucracy Review**

It was moved by Alderman Eisenberger and seconded by Alderman Charters that section 22 of the Fourth Report of the Finance and Administration Committee be amended by designating the first paragraph as subsection (a) and adding the following as subsections (b) and (c).

(b) That the Steering Committee report back by 1992 March 30 with a critical path time frame for the work to be carried out on the review.

(c) That an additional member of City Council and Regional Council be added to the composition of the Steering Committee. **CARRIED.**

**Recorded vote on section 22 as amended.**

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

**NAYS:** Alderman Copps. -1.

**CARRIED.**

\* \* \* \* \*

Section 23 Re: Post and Advertise the position of Chief Administrative Officer

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Agro. -1.

**CARRIED.**

\* \* \* \* \*

Section 24 Re: City Hall Security

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Drury. -1.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that Alderman D. Drury be appointed Acting Mayor for the month of February, 1992. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the following Bills be now read a first time:

A-13, A-14, A-15, A-16, A-17, A-18.  
C-18, C-19.  
H-10.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss seconded by Alderman Drury that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

A-13, A-14, A-15, A-16, A-17, A-18.  
C-18, C-19.  
H-10.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-13, A-14, A-15, A-16, A-17, A-18.  
C-18, C-19.  
H-10.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

1992 January 28

It was moved by Alderman Kiss and seconded by Alderman Drury that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-13, A-14, A-15, A-16, A-17, A-18.  
C-18, C-19.  
H-10.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 8:35 o'clock p.m.

\* \* \* \* \*

J. J. Schatz, City Clerk  
1992 January 28

## **REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **SECOND** Report for 1992 and respectfully recommends:

1.
  - (a) That the additional funding in the amount of \$1,300.00 for the City's share of municipal services in "Aquila Place - Phase 2" subdivision, be approved.
  - (b) That the Finance and Administration Committee recommend the source of funding.
2. That the applications to retain inadvertent encroachments at the locations outlined on Appendix "A", appended hereto, be approved during the pleasure of Council provided:
  - (a) That the owners enter into agreements satisfactory to the Commissioner of Transportation/Environmental Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That the Mayor and City Clerk be authorized to sign and execute all necessary documents to implement these agreements.
  - (c) That the first year fee and subsequent annual fee outlined in Appendix "A" be set for these encroachments.

3. (a) That the following City lands be incorporated into the various streets as noted below:

Royalvista Drive	Parts 2 and 3 on Plan 62R-10200
Templemead Drive	Part 5 on Plan 62R-10200
Templemead Drive	Part 6 on Plan 62R-10200 and Part 13 on Plan 62R-9377
Elite Drive	Part 1 on Plan 62R-12045

- (b) That the By-laws attached to this report to carry out the incorporation of the said lands into the foregoing streets be enacted by Council.
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the By-laws.
4. That the City of Hamilton Streets By-law No. 9329 (Section 9.3) be amended to allow certain types of advertising signs adjacent to abutting commercial properties as follows:

That temporary encumbrances such as ice, soft-drink, storage or vending machines, shelves for display of goods, fruit stands, portable signs, and large free-standing articles for sale, immediately adjacent to a building, and newspaper boxes, kiosks, bus shelters, and street furniture such as planter boxes, benches, etc., and other temporary encumbrances by the owner or lessee of an abutting commercial property upon a permit in writing from the Commissioner of Transportation/Environmental Services, after execution of an agreement satisfactory to the Commissioner of Transportation/Environmental Services to indemnify and save harmless the Corporation of the City of Hamilton for any and all actions, claims, demand and loss, whatsoever which may result, provided that such encumbrance,

- (a) is not located where it may prove to be a safety hazard, or conflict with normal sidewalk operation such as at bus stop areas, and
- (b) is not located within 5 metres of any driveway if the encumbrance is adjacent to a roadway, nor within 10 metres of any intersecting street measured from the curb line, and

- (c) is not located within 1 metre of the edge of the roadway, and
  - (d) is permitted only where a minimum of 2 metres of unobstructed sidewalk on the road allowance remains, and
  - (e) has a maximum height of 0.8 metres if located on the roadway side of the sidewalk, and
  - (f) is not illuminated, and
  - (g) is not in excess of 1.2 metres in height, and
  - (h) is not in excess of 1.2 metres in length, and
  - (i) is not a "mobile sign", a "mobile sign" being any sign mounted on a trailer or other free-standing structure, that is designed or intended to be moved from place to place.
5. (a) That three existing Local 5 positions - Forester III in the Forestry Section be reclassified to two Forestry Investigators and one Forestry Co-ordinator.
- (b) That one existing Gardener II position in Beautification be reclassified to Yard Attendant (Forestry).
- (c) That these three new classifications: Forestry Investigator, Forestry Co-ordinator and Yard Attendant have job descriptions prepared and evaluated.
- (d) That the positions be posted and filled from within the existing complement.
6. (a) That the existing "No Stopping, Wheelchair Loading Only, 11:00 a.m. to 8:30 p.m., 7 days a week" regulation on the north side of Albany Avenue commencing at a point 237 feet east of Kenilworth Avenue and extending to a point 24 feet easterly therefrom be removed; and

- (b) That a "Permit Parking" regulation be implemented on the north side of Albany Avenue commencing at a point 237 feet east of Kenilworth Avenue and extending to a point 24 feet easterly therefrom; and
  - (c) That the Director of Traffic Services be authorized to issue, upon request, one parking permit to Mr. William Stephens, 85 Albany Avenue; and
  - (d) That the City Traffic By-law No. 89-72 be amended accordingly.
- 7.
- (a) That a "Permit Parking" regulation be implemented on the south side of Picton Street West commencing at a point 173 feet east of Bay Street North and extending to a point 17 feet easterly therefrom; and
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Ms. Joan DiFalco, 59 Picton Street West; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
- 8.
- (a) That a "Permit Parking" regulation be implemented on the west side of Ray Street North commencing at a point 75 feet south of York Boulevard and extending to a point 20 feet southerly therefrom; and
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. McCabe, No. 113 Ray Street North; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
- 9.
- (a) That a "No Parking" regulation be implemented on the east side of West 3rd Street between McElroy Road West and South Bend Road West; and
  - (b) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the west side of West 3rd Street between McElroy Road West and South Bend Road West; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.

10.
  - (a) That the existing 65 foot "No Stopping" regulation on the north side of Dunsmure Road, west of Ottawa Street, be shortened such that the regulation commences at Ottawa Street and extends to a point 46 feet westerly therefrom; and
  - (b) That a "No Parking" regulation be implemented on the north side of Dunsmure Road commencing at a point 46 feet west of Ottawa Street and extending to a point 20 feet westerly therefrom; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
  
11. That the application by Howard E. Katz to lease a portion of the boulevard of Ray Street South adjacent to 2 Ray Street South be approved provided that:
  - (a) The applicant pays the \$186.74 annual fee in accordance with the fee structure approved by City Council on 1986 March 25, in addition to the \$10.00 encroachment insurance charge approved by City Council on 1984 February 14.
  - (b) The owner pays a one time \$25.00 registration fee as approved by City Council on 1986 January 14.
  - (c) The owner pays a one time \$25.00 registration fee to discharge the existing residential boulevard parking agreement.
  - (d) The owner pays a one time \$160.05 processing fee, as approved by City Council on 1990 March 27.
  - (e) The owner complies with the requirements as set out in the policy approved by City Council on 1975 June 25, respecting using a portion of the road allowance for parking purposes.
  - (f) The parking area be constructed and maintained at the owner's expense.
  - (g) The owner executes an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

12.
  - (a) That the by-law to alter Centennial Parkway and Arrowsmith Road be introduced and approved.
  - (b) That Hamilton Home and Design Centre Inc. owner of the property at 350 Centennial Parkway North, pay an amount of \$59,300.00 to the City of Hamilton prior to the issuance of an access permit for the site, for the installation of road improvements on Centennial Parkway North.
  - (c) That the Director of Property be authorized and directed to negotiate the acquisition of lands at the north-west corner of Centennial Parkway and Arrowsmith Road, at an estimated cost of \$24,000.00.
  - (d) That the Commissioner of Transportation/Environmental Services be authorized and directed to construct the road improvements at an estimated cost of \$200,000.00 once the payment indicated in clause (b) has been made, and the project has been approved in the 1992 - 1996 Capital Budget.
  - (e) That the Director of Traffic Services be authorized and directed to install a traffic signal at the intersection of Centennial Parkway and Arrowsmith Road upon completion of the widening of the intersection, at an estimated cost of \$65,000.00.
  - (f) That the Director of Public Works be directed to include the widening of Centennial Parkway and the installation of the traffic signal, in the gross amount of \$289,000.00 with a revenue of \$59,300.00 from the owner, in the 1992 - 1996 Capital Budget Programme for consideration.
13.
  - (a) That Torno Construction Co. Limited be advised that the current By-laws and Policies regarding garbage collection for apartment buildings are to be applied to 640 Mohawk Road East and that there will be no exception.
  - (b) That Torno Construction Co. Limited comply with the current By-laws and Policies regarding garbage collection at 640 Mohawk Road East within a time period of 60 days.

14.
  - (a) That the Commissioner of Transportation/Environmental Services be directed to prepare a by-law to stop up, close and sell a 27.10' x 54.50' portion of the King Street West road allowance at South Oval;
  - (b) That the applicant prepare and register a reference plan under the Registry Act, to delineate the manner in which the proposed closed road allowance is to be distributed to the abutting owners;
  - (c) That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval of the proposed closing, pursuant to Section 48 of the Regional Act;
  - (d) That the Director of Property be directed to proceed with the disposition of the said lands.
  - (e) That the City Clerk be directed to publish a notice of City Council's intention to pass the By-law pursuant to Section 301 of the Municipal Act, R.S.O. 1980.
15.
  - (a) That the Commissioner of Transportation/Environmental Services be directed to prepare a By-law to stop up, close and sell the road allowance of Beckley Street from 30m east of James Street South to John Street South;
  - (b) That the applicant prepare and register a reference plan under the Registry Act, to delineate the manner in which the proposed closed road allowance is to be included in the proposed Intermodal GO Station;
  - (c) That the Commissioner of Transportation/Environment Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval of the proposed closing, pursuant to Section 48 of the Regional Act;
  - (d) That the applicant provide a 6m easement to the Region for the existing 375mm combined sewer in the proposed closure area;
  - (e) That the applicant provide a 2m easement to Union Gas for their underground plant;

- (f) That the applicant be responsible for all costs associated with the removal of 3 concrete hydro poles and underground duct on Beckley Street by the Hamilton Hydro-Electric System.
  - (g) That the City Clerk be directed to publish a notice of City Council's intention to pass the By-law pursuant to Section 301 of the Municipal Act, R.S.O. 1980.
16. (a) i. That the City Solicitor be authorized to make an application to a District Court Judge under Section 82 of the Registry Act, R.S.O. 1980, for an order to stop-up, close and sell the unassumed east/west alleyway adjacent to No. 103 East 19th Street and the northerly 10 metres of the north/south alleyway at the rear of 103 East 19th Street, more particularly described as Parts 1 and 2 on Reference Plan 62R-11914;
- ii. That the Commissioner of Transportation/Environmental Services be directed to sign an affidavit setting out that no public funds have been expended on the alley to be closed;
  - iii. That the documentation regarding the application to the District Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor and that the applicant be responsible for all fees payable in District Court;
  - iv. That the applicant register a reference plan under The Registry Act; said plan to be prepared by an Ontario Land Surveyor, to the satisfaction of the Regional Surveyor, and that it delineate the manner in which the closed portion is to be distributed to the abutting owner and that the applicant deposit a reproducible copy of said plan, with the Regional Surveyor;
  - v. That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval for the proposed closing pursuant to Section 48 of the Regional Municipality of Hamilton-Wentworth Act;

- vi. That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owner.
  - (b) Provided the Judge's Order to close the highway is granted:
    - i. That the Commissioner of Transportation/Environmental Services be directed to prepare a by-law for the sale of the closed alleyway to the abutting owner;
    - ii. That the City Clerk be directed to publish a notice pursuant to Section 301 of The Municipal Act, R.S.O. 1980, of the City's intention to pass the by-law.
  - (c) That Section 9 (b) of the Tenth Report of the Transport and Environment Committee approved by City Council on 1991 July 30 be amended by inserting after "(42.6 metres) more or less" in the tenth line, the following: "Said alley also to include part of the alley lying immediately east of Lot 50, Registered Plan 541, designated as the southerly 27.91 feet of Part 2 on Plan 62R-11914.
17. (a) That notwithstanding Section 44 of the Parks By-law which prohibits the parking of motor vehicles in parks for other than the purpose of utilizing park facilities, permit parking only for the staff of the Henderson General Hospital be permitted in the lookout areas along Mountain Park Avenue and on the south and west sides of Mountain Park Avenue between Upper Sherman Avenue and Concession Street from 1992 February 1 to 1992 October 31; and
- (b) That special temporary parking permits be made available to the Henderson Hospital for distribution to employees to allow parking in these areas.
- (c) That the City of Hamilton accept the offer of the Henderson Hospital to share equally the estimated \$40,000.00 revenue associated with the sale of these parking permits to Hospital employees. **ADDED AND CARRIED.**
18. That leave be granted to introduce the following Bills:
- (a) **Bill A-13 A By-law to Incorporate Parts 2 and 3, Plan 62R-10200 Into Royalvista Drive**

1992 January 28

- (b) **Bill A-14** A By-law to Incorporate Part 5, Plan 62R-10200 into Templemead Drive
- (c) **Bill A-15** A By-law to Incorporate Part 6, Plan 62R-10200 and Part 13, Plan 62R-9377 into Templemead Drive
- (d) **Bill A-16** A By-law to Incorporate Part 1, Plan 62R-12045 into Elite Drive
- (e) **Bill A-17** A By-law to Amend By-law No. 89-72 to Regulate Traffic
- (f) **Bill A-18** A By-law to Amend By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRPERSON  
TRANSPORT AND ENVIRONMENT COMMITTEE**

Kevin C. Christenson, Secretary

1992 January 20

Appendix "A" as referred to in  
Section 2 of the SECOND Report  
of the Transport and Environment  
Committee

Council Date: January 28, 1992

<u>Location</u>	<u>Type of Encroachment</u>	<u>Solicitor/Agent</u>	<u>First Year/Annual</u>	<u>File Number</u>
423 Cumberland Ave Hamilton, Ontario	A portion of a 2½ Storey Building and a portion of a Frame Garage encroaching onto the Public Assumed Alley measuring approximately 67.02' x 0.34'	Borkovich and Ingrassia Barristers and Solicitors 1 Main Street West Hamilton, Ontario L8N 1E7	\$112.00/20.00	T103-50(960)
357 MacNab Street North Hamilton Ontario L8L 1K8	Wooden Steps measuring 0.62' x 4.88'	Evans Philip Barristers and Solicitors P.O. Box 930, Station A Hamilton Ontario L8N 3P9	\$112.00/20.00	T103 50 (750)
1008-1010 King Street West 3,5,7,9 & 11 Marlon Avenue on to King Street West Hamilton Ontario L8S 1L4	Canvas Awnings encroaching measuring 5.0' x 11.6' & on Marlon Avenue measuring 5.0' x 34.7'	Mr. Jacob Rosencweig 1008-1010 King Street West Hamilton Ontario L8S 1L4	\$276.10/50.00	T103 50 (983)
273 Rosslyn Avenue North Hamilton Ontario L8L 7P9	Portion of building measuring 1.17' x 3.20' Bay Window measuring 2.10' x 3.20' Eaves measuring 1.00' x 26.30'	Foreman & Rosenblatt Barristers and Solicitors 425 York Boulevard Hamilton Ontario L8R 3K3	\$112.00/20.00	T103 50 (965)

## **REPORT OF THE PARKS AND RECREATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **SECOND** Report for 1992 and respectfully recommends:

1. (a) That the recommendation passed by City Council on 1991 February 26 by adopting Section 6 of the Fourth Report of the Parks and Recreation Committee, be amended by deleting one (1) advertising location, Burlington Street East and Victoria Avenue North (known municipally as 531 Victoria Avenue North) from the list of sites leased by the City to Mediacom Inc.  
  
(b) That the City Solicitor be authorized to prepare the necessary amending agreement if required.  
  
(c) That the City Treasurer be authorized to reimburse the Region for the sum of \$1,629.34 which represents the rental fee prepaid to the City by Mediacom Inc.
2. That the OMNI '89 Trust Account with a surplus of \$6,675.87, from hosting the Canadian Parks and Recreation Conference, be retained by the Department of Culture and Recreation to support Canadian and Provincial conference programs enabling participation locally in these education opportunities and to attract recreation conferences to Hamilton.
3. That the Ontario Physical Disabled Games Account with a surplus of \$7,739.91, from hosting the Games in 1991 be transferred as a legacy to the Hamilton Committee of the Canadian Sports and Physical Education Association to enable disabled athletes to compete in local, provincial and national competitions and training programs, and to provide specialized equipment required for these purposes.
4. (a) That approval be given to enter into contract with Beatty Hall Construction Co. Ltd. as the General Contractor for the Gartshore Thomson Building Relocation - Pier 4 Park. The contract amount will be \$384,380.00, three hundred, eighty four thousand, three hundred and eighty dollars.

- (b) That the total cost of \$384,380.00 be funded from Account No. CF419154007.
- (c) That a contract satisfactory to the City Solicitor be entered into between the City and the General Contractor, Beatty Hall Construction Co. Ltd. of Hamilton.
- (d) That the Mayor and City Clerk execute the contract on behalf of the City.

5. That the following 1992 hourly ice rental schedule at civic arenas, be adopted:  
**AMENDED AND CARRIED.**

<u>May to September</u> (Inclusive)		<u>Present</u>	<u>1992</u>
Youth	Non-Prime	\$ 78.65	\$ 82.00
Youth	Prime Time	\$ 78.65	\$ 82.00
Adult	Non-Prime	\$ 78.65	\$ 82.00
Adult	Prime Time	\$ 95.50	\$120.00
Minor Hockey		\$ 67.41	\$ 70.00

<u>October to April</u> Inclusive		<u>Present</u>	<u>1992</u>
Youth	Non-Prime	\$ 56.18	\$ 60.00
Youth	Prime Time	\$ 67.41	\$ 70.00
Adult	Non-Prime	\$ 67.41	\$ 70.00
Adult	Prime Time	\$ 95.50	\$110.00
Minor Hockey H.L./Hub Games		\$ 22.00	\$ 26.00
Minor Hockey Reps		\$ 35.00	\$ 41.00
Revenue/Admission HIAC		\$196.61	\$210.00
Junior A-B-C		\$280.88	\$300.00
Revenue - Charitable		\$ 95.50	\$100.00
Tournament - H.L.		\$ 55.00	\$ 59.00
Tournament - Rep/Hub		\$ 55.00	\$ 64.00
Minor Practice - Hub/Rep		\$ 35.00	\$ 41.00

\*Rates include G.S.T.

Winter Prime Time Weekdays - 6:00 p.m. - Midnight  
 Winter Prime Time Weekends - 8:00 a.m. - 11:00 p.m.

Recorded vote on Section 5 as amended.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copp  
Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, Ross, D'Amico.

NAYS: Alderman Jackson. -1.

**CARRIED.**

6. (a) That the following fee schedule be adopted for memberships and daily rates to comply with a user recovery at Chedoke and King's Forest Golf Courses.

**CHEDOKE GOLF COURSE**

<u>Category</u>	<u>Present</u>	<u>1992</u>	<u>Present Resident Members</u>
Mens	\$ 470.	\$ 565.	538
Ladies	\$ 470.	\$ 565.	20
Couples	\$ 860.	\$ 1060.	30
Family	\$ 1010.	\$ 1160.	4
Juniors	\$ 214.	\$ 205.	83
Intermediate	\$ 278.	\$ 395.	20
Pension	\$ 310.	\$ 390.	131
Pensioner/Over 70	\$ 215.	\$ 290.	129
18 hole (M)	\$ 19.	\$ 23.	
Twilight (M)	\$ 17.	\$ 19.	
Pensioner (M)	\$ 14.	\$ 16.	
18 hole (B)	\$ 21.	\$ 25.	
Twilight (B)	\$ 19.	\$ 21.	
Pensioner (B)	\$ 16.	\$ 18.	

**KING'S FOREST GOLF COURSE**

<u>Category</u>	<u>Present</u>	<u>1992</u>	<u>Present Resident Members</u>
Mens	\$ 540.	\$ 665.	304
Ladies	\$ 530.	\$ 665.	9
Couples	\$ 990.	\$ 1210.	23
Family	\$ 1140.	\$ 1310.	---
Juniors	\$ 274.	\$ 275.	25
Intermediate	\$ 316.	\$ 415.	10
Pensioner	\$ 320.	\$ 410.	122
Pensioner/Over 70	\$ 230.	\$ 310.	116
18 hole	\$ 21.	\$ 25.	
Twilight	\$ 18.	\$ 21.	
Pensioners	\$ 16.	\$ 18.	

\*Rates include G.S.T./Non-Residents of Hamilton subject to 50% Membership Surcharge

(b) That the Finance and Administration Committee be requested to consider setting up a reserve for any surplus funds generated at the golf courses, to be used for future Capital Projects.

(c) That the tournament surcharge be raised from \$2.00 to \$3.00 per player.  
**ADDED AND CARRIED.**

Recorded vote on Section 6 as amended.

YEAS: Mayor Morrow, Alderman Cooke, Agro, McCulloch, Drury, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -11.

NAYS: Aldermen Kiss, Morelli, Copps, Wilson, Agostino. -5. **CARRIED.**

1992 January 28

7. That a purchase order be issued to Golder Associates Ltd., Hamilton, in the amount of \$53,191.84, including all taxes, plus an \$8,000.00 contingency fee, to provide consulting services for remediation of Hamilton Harbourfront Park, being the lowest acceptable of nine proposals received, in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal, and that this expenditure be financed through Work done for Others Account No. CH56398 62910.

**Respectfully Submitted,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

Kevin C. Christenson, Secretary

1992 January 21

## **REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SECOND** Report for 1992 and respectfully recommends:

1. That the Mayor and City Clerk be authorized to execute the necessary documents to release the property at 36 Keefer Court, Hamilton from the construction covenants to the City as contained in Deed Number 473415 C.D., registered on September 1, 1988.
2.
  - (a) That the draft approval for the remainder of the "Hamilton Mountain Industrial Park No. 2" subdivision, the Regional Municipality of Hamilton-Wentworth, former owner, in the City of Hamilton under Regional File No. 25T-82008, be withdrawn.
  - (b) That approval be given to revised application 25T-82008, 810294 Ontario Limited, owner, to establish a draft plan of subdivision located at the south-west corner of Rymal Road East and Glover Road, subject to the following conditions:
    - (i) That this approval apply to the plan prepared by A. J. Clarke and Associates Ltd., dated as amended July 5, 1991, and showing 5 lots, 1 block and Court "A".
    - (ii) That the plan not receive final approval until construction of municipal sewers on the abutting road has been approved.
    - (iii) That the road allowance be dedicated to the City of Hamilton as public highway on the final plan.
    - (iv) That the street be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.

- (v) That the final plan conform with the zoning by-law approved under the Planning Act.
  - (vi) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
  - (vii) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block in the final plan.
  - (viii) That the owner erect a sign in accordance with Section XI of the subsequent subdivision agreement prior to the issuance of a final release by the City of Hamilton.
  - (ix) That the owner agree in writing to satisfy all requirements, financial and otherwise, of the City of Hamilton.
- (c) That the neighbourhood plan be revised to accommodate the new road pattern.
3. That the Clerk be directed to advise the Region that the Township of Glanbrook's request to amend the Hamilton-Wentworth Official Plan, to permit an air cargo terminal on the south side of Dickenson Road, between Glancaster Road and Hwy. 6, does not appear to impact on the planning intentions of the City of Hamilton. The Region should be satisfied, however, that the proposal will not result in a change in the Noise Exposure Forecast (NEF) contours.
4. (a) That within the International Village B.I.A., the east/west alleyway, between King William and King Street East, from Ferguson Avenue North to Jarvis Street be paved under the Commercial Improvement Programme at an estimated cost of twenty-nine thousand, four hundred dollars (\$29,400.) plus contingencies; and,
- (b) That the Commissioner of Transportation/Environmental Services be authorized to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received.

5. (a) That within the Westdale Village B.I.A., the following alleyways be paved under the Commercial Improvement Programme at an estimated cost of one hundred and twelve thousand, three hundred dollars (\$112,300.) plus contingencies:
  - (i) Alleyway first north of King Street running from Marion Avenue to North Oval
  - (ii) Alleyway first south of King Street running from Marion Avenue to South Oval
  - (iii) Alleyway first south of King Street running from Paisley Avenue to Marion Avenue
  - (iv) Alleyway first south of King Street running from Newton Avenue to Paisley Avenue
- (b) That the Commissioner of Transportation/Environmental Services be authorized to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received.
6. (a) That the Cash-in-Lieu agreements for 81 Dundurn Street South and 848 Main Street East be rescinded by Council due to the lack of payments of moneys finalizing the agreements.
- (b) That the Cash-in-Lieu payment application for 859 King Street East be denied for disposal.
7. (a) That Ramanath Mulki Kamath and Tony Valeri be appointed to sit on the Business Land Advisory Board for the term to commence March 1st, 1992 to November 30th, 1994 and that Council be notified of these appointments;

- (b) That City Council appoint the following people to the Local Architectural Conservation Advisory Committee for the term to commence March 1st, 1992 to November 30th, 1994:

Robert Brough  
Diane G. Dent  
Jeffrey C. Martin  
John Mokrycke  
Jane Rigby  
Reg Wheeler  
Robert Rankin  
J. Brian Henley

ADDED AND CARRIED.

8. That the project at 1380 Upper Ottawa Street (Applegrove) be exempt from connecting all rainwater leaders to storm sewers as required by By-law 80-245 and be accepted as built.
9. That the Law Department be directed to prepare a By-law for presentation to City Council to amend By-law 91-206 respecting land located at the south-west corner of Upper Sherman Avenue and Limeridge Road East by deleting a video store as a permitted use.
10. A. That approval be given to Zoning Application 91-55, Vedemo Construction Limited, owner, for a modification to the established "E-3" (High Density Multiple Dwellings) District regulations, to permit the temporary use of lands for parking purposes for a three-year period in accordance with Section 38 of the Planning Act, for property located at Nos. 131 - 133 Market Street, as shown on the attached map marked as Appendix "A", on the following basis:
- (a) That the "E-3" (High Density Multiple Dwellings) District regulations as contained in Section 11C of Zoning By-Law No. 6593, be modified in accordance with Section 38 of the Planning Act, R.S.O. 1983, to permit the temporary use of lands for parking of motor vehicles accessory to the use of land at No. 206 King Street West, for a three year period, and subject to the following variances as special requirements:

- (i) that the parking lot shall only be accessory to the use of land at No. 206 King Street West;
  - (ii) that a minimum front yard set back of 3.0m shall be required and shall be provided and maintained as a planting strip;
  - (iii) that no vehicular access to or egress from Market Street shall be permitted;
  - (iv) that a minimum 1.5m wide planting strip shall be provided and maintained along the easterly and westerly property lines;
  - (v) that a visual barrier not less than 1.2m in height and not greater than 2.0m in height shall be provided and maintained within the front yard; and,
  - (vi) that a visual barrier not less than 1.2m in height and not greater than 2.0m in height shall be provided and maintained along the easterly and westerly property lines;
- (b) That the amending By-Law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1257, and that the subject lands on Zoning District Map W-9 be notated S -1257;
  - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-Law No. 6593 and Zoning District Map W-9 for presentation to City Council;
  - (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- B. That the amending By-law not be forwarded for passage by City Council until such time as the applicant has applied for and received approval of a site plan for the parking lot and registers the site plan on title.

11.
  - A. That approval be given to Official Plan Amendment No. 105 to establish a "Special Policy Area" to permit general offices within the existing building, for property municipally known as No. 121 Augusta Street, and that the City Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton-Wentworth.
  - B. That approval be given to amended Zoning Application 91-66, Jack Beume Real Estate Ltd., prospective owner, requesting a modification to the established "L-mr-2" (Planned Development - Multiple Residential) District regulations, to permit general offices only within the existing building, for property located at No. 121 Augusta Street, as shown on the attached map marked as Appendix "B", on the following basis:
    - (a) That the "L-mr-2" (Planned Development - Multiple Residential) District regulations, as contained in Section 17B of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:
      - (i) That notwithstanding Section 17B(4) of By-law No. 6593, the following shall be permitted:
        - (1) general offices, only within the existing building;
        - (2) a ground sign in the front yard of an area of not more than 1.2 square metres and a height of not more than 1.2 m and either non-illuminated or illuminated by non-flashing, indirect, or interior means only;
      - (ii) That notwithstanding Section 18A(7), three of the required parking spaces shall have a length of not less than 5.2 m;
      - (iii) That Section 18A(9) shall not apply to the required loading space;
      - (iv) That Section 18A(11)(b) shall not apply;
      - (v) That notwithstanding Section 18A(12)(c), a visual barrier of not less than 1.0 m in height shall be provided and maintained along the easterly lot line adjoining the parking area;

- (vi) That Section 18A(14) shall not apply;
  - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1258, and that the subject lands on Zoning District Map E-5 be notated S-1258;
  - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-5 for presentation to City Council;
  - (d) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon the approval of Official Plan Amendment No. 105 by the Regional Municipality of Hamilton-Wentworth.
- C. That the amending By-law not be forwarded for passage by City Council until such time as the applicant has:
- (a) applied for and received approval of a site plan, registered on title, for the parking area; and,
  - (b) entered into an encroachment agreement with the City of Hamilton for the concrete pedestal that presently encroaches into the road allowance.
12. A. That approval be given to Zoning Application 91-68, 467052 Ontario Ltd. (E. Kennish, President), owner, requesting a change in zoning from "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District to "H" (Community Shopping and Commercial, etc.) District modified (Block "1"), and for a modification to the established "H" (Community Shopping and Commercial, etc.) District (Block "2"), to permit a parking lot on property located at Nos. 261 and 263 Wellington Street North, to be used only in conjunction with the Tim Horton's Donut Shop located on adjoining lands at No. 222 Barton Street East, as shown on the attached map marked as Appendix "C", on the following basis:
- (a) That Block "1" be rezoned from "D" (Urban Protected Residential One and Two-Family Dwellings, Townhouses, etc.) District to "H" (Community Shopping and Commercial, etc.) District;

- (b) That the "H" (Community Shopping and Commercial, etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593, applicable to Blocks "1" and "2", be modified to include the following variance as a special requirement:
    - (i) that a parking lot shall be permitted only accessory to the use of land located at No. 222 Barton Street East, subject to the following;
      - (1) that a minimum front yard set back of 3.0m shall be required and shall be provided and maintained as a landscaped strip, except for that area required for a driveway access onto Wellington Street North;
      - (2) that a minimum 1.5m wide planting strip shall be provided and maintained along the southerly lot line;
      - (3) that a visual barrier not less than 1.2m in height and not greater than 2.0m in height shall be provided and maintained along the southerly lot line;
  - (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1259, and that the subject lands on Zoning District Map E-12 be notated S-1259;
  - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-Law No. 6593 and Zoning District Map E-12 for presentation to City Council;
  - (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- B. That the amending By-law not be forwarded for passage by City Council until such time as the applicant has applied for and received site plan approval, and registers the site plan on title.

13. That Zoning Application 91-51, Harnox Holdings Ltd, owner, requesting an Official Plan amendment and a modification to the "HH" (Restricted Community Shopping and Commercial, etc.) District regulations, to permit a 48 bed adult Community Correctional Centre (jail), for the property located at No. 1051 Upper James Street, as shown on the attached map marked as Appendix "D", be denied for the following reason:
  - a) the function of a Community Correctional Centre resembles a 'Residential Care Facility', in that residents live on the premises for social and emotional reasons and for the purposes of achieving well being through self-help and/or counselling programs. Residential Care Facilities are permitted 'as-of-right' in other Commercial Districts such as the "H" (Community Shopping and Commercial, etc.) District and the "I" (Central Business) District with a maximum capacity of 20 residents. The proposed capacity of 48 residents is 2.4 times higher than the number of residents permitted in other commercial districts and would result in the creation of an 'Institutional' use. The proposal is contrary to the intent and philosophy of the by-law which was designed to promote smaller facilities which approximates a family living environment.
14. That Zoning Application 91-70, Aurelia Paul, Greg Paul and Sharon Paquette, owners, requesting a modification to the established "C" (Urban Protected Residential, etc.) District regulations to legalize an existing two-family dwelling for property located at No. 300 East 34th Street, as shown on the attached map as Appendix "E", be denied for the following reason:
  - (a) The proposed two-family dwelling would be incompatible and out of character with the existing predominantly single-family residential development in the surrounding area.

15. (a) That the proposed Chedoke Park Neighbourhood Plan, as proposed by the Kirkendall/Chedoke Park Neighbourhood Plan Advisory Committee as amended, as shown on the map attached hereto as Appendix "F", be adopted, by City Council.
- (b) That the City request the Niagara Escarpment Commission to consider placing the lands under Site Plan Control at the time a Development Permit is issued for 100 Beddoe Drive so the City of Hamilton can regulate screening, buffering, grading, etc.

Recorded vote Section 15

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Charters. - 1.

**CARRIED.**

16. That Official Plan Amendment P5-3-8-3, Chedoke Heights Inc., owners, requesting a redesignation of the subject lands from "Industrial" to "Residential", and to create a Special Policy Area to permit the development of the subject lands for two, four storey apartment buildings containing 200 units and 117, two to three storey townhouse units, for lands located south of Studholme Road, west of Beddoe Drive, as shown on the attached map marked as Appendix "G", be denied for the following reasons:

- (a) The Ministry of the Environment has advised that the proposed mitigative measures (sealed windows) are not acceptable as a method of noise attenuation. In this regard, approval of the application could result in future land use conflicts with the adjoining industrial uses;
- (b) The woodlot has visual and natural feature of the urban fabric. In this regard, the woodlot should be preserved;

- (c) It is contrary to the approved Chedoke Park Neighbourhood Plan which designates the site for light industrial/warehousing; non-retail commercial; recreational; and, non-residential institutional uses.

Recorded vote:

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Charters. -1.

**CARRIED.**

17. That leave be granted to introduce the following Bills:

- (a) Bill C-18 A By-law to Adopt Official Plan Amendment No. 104 respecting land located at municipal No. 623 Upper James Street within the Centremont Neighbourhood.

- (b) Bill C-19 A By-law to amend Zoning By-law No. 6593 as amended by By-law 91-206 respecting land located at the south-west corner of Upper Sherman Avenue and Limeridge Road East.

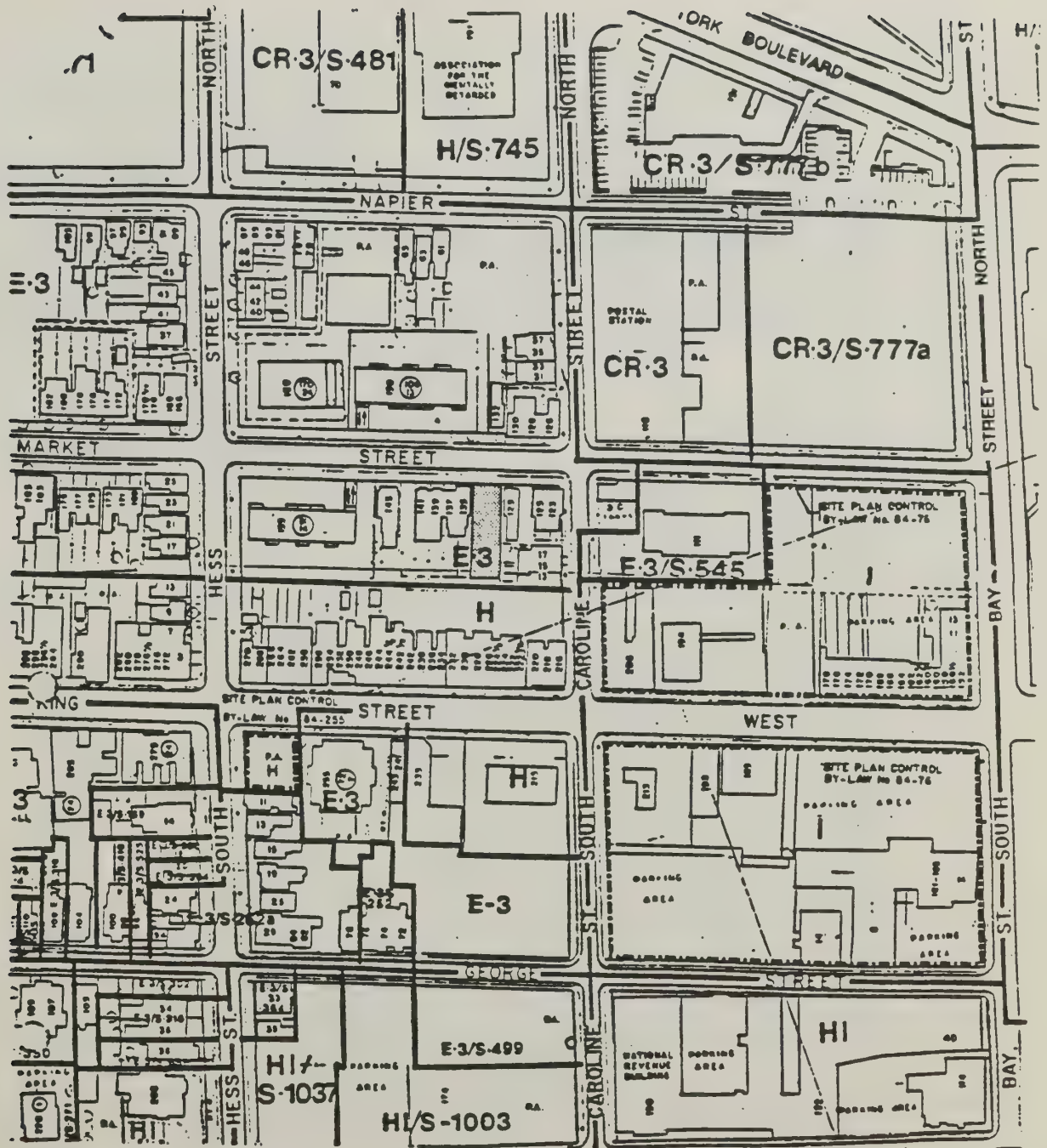
**ADDED AND CARRIED**

Respectfully submitted,

**ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE**

Tina Agnello  
Secretary  
1992 January 22

1992 January 28



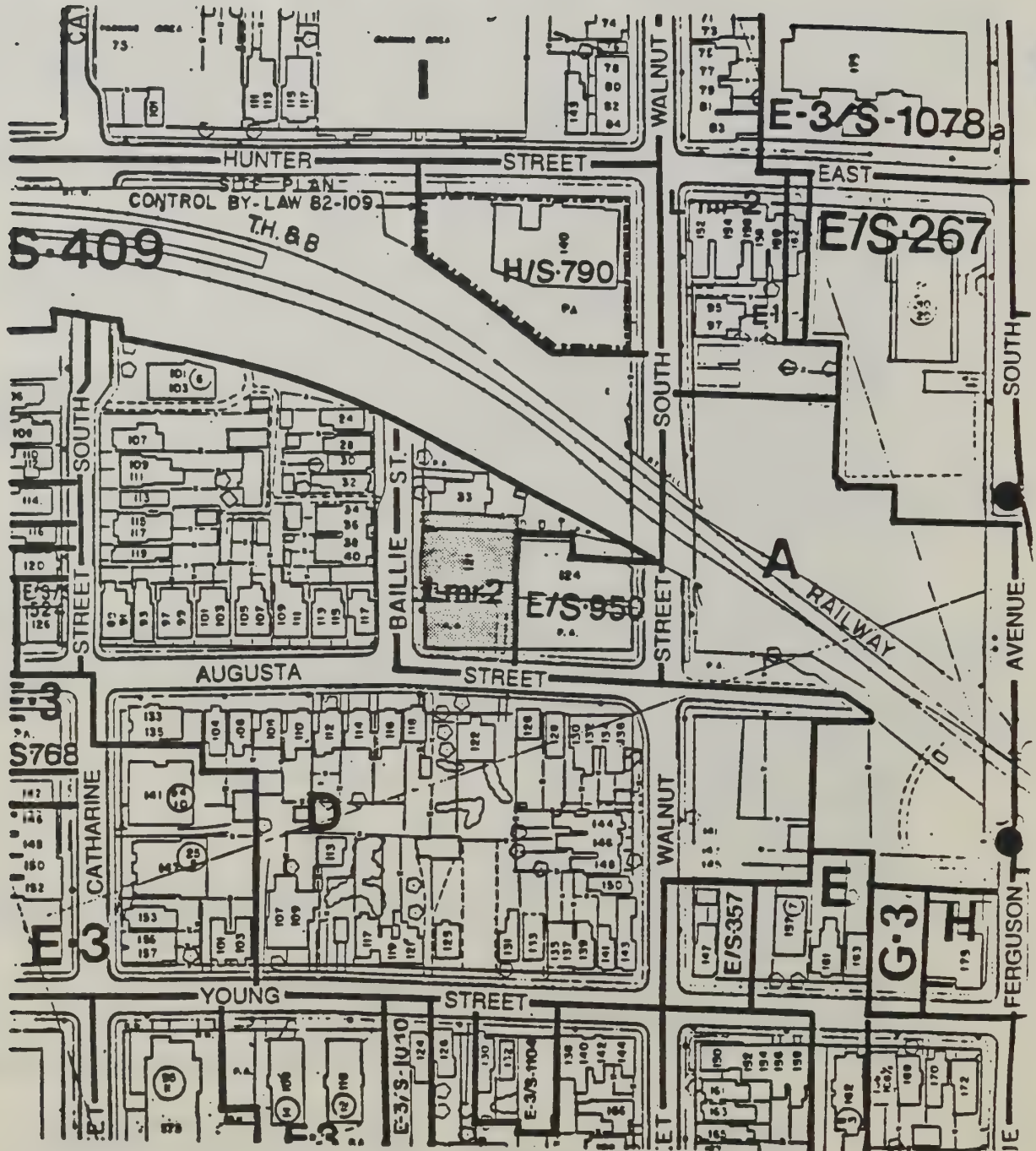
**Legend**



Site of the Application

Appendix "A" as referred to in Section 10A of the SECOND Report of the Planning and Development Committee

2A 91-55

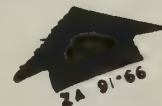


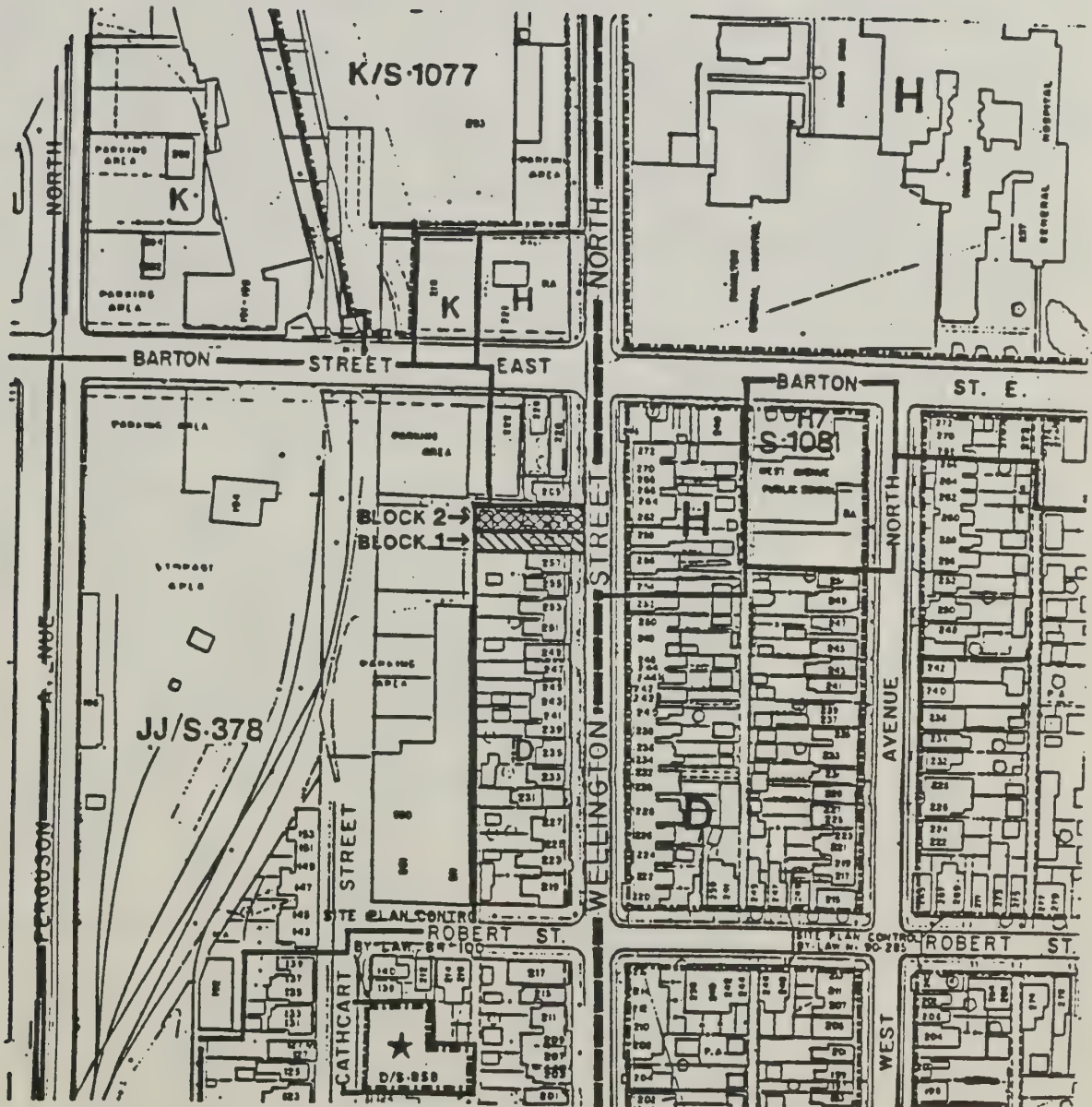
**Legend**



Site of the Application

Appendix "B" as referred  
to in Section 11B  
of the SECOND Report  
of the Planning and  
Development Committee





Appendix "C"  
as referred to in  
Section 12A of the  
SECOND Report of the  
Planning and Development  
Committee

Change in zoning from:

BLOCK 1

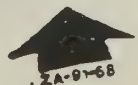


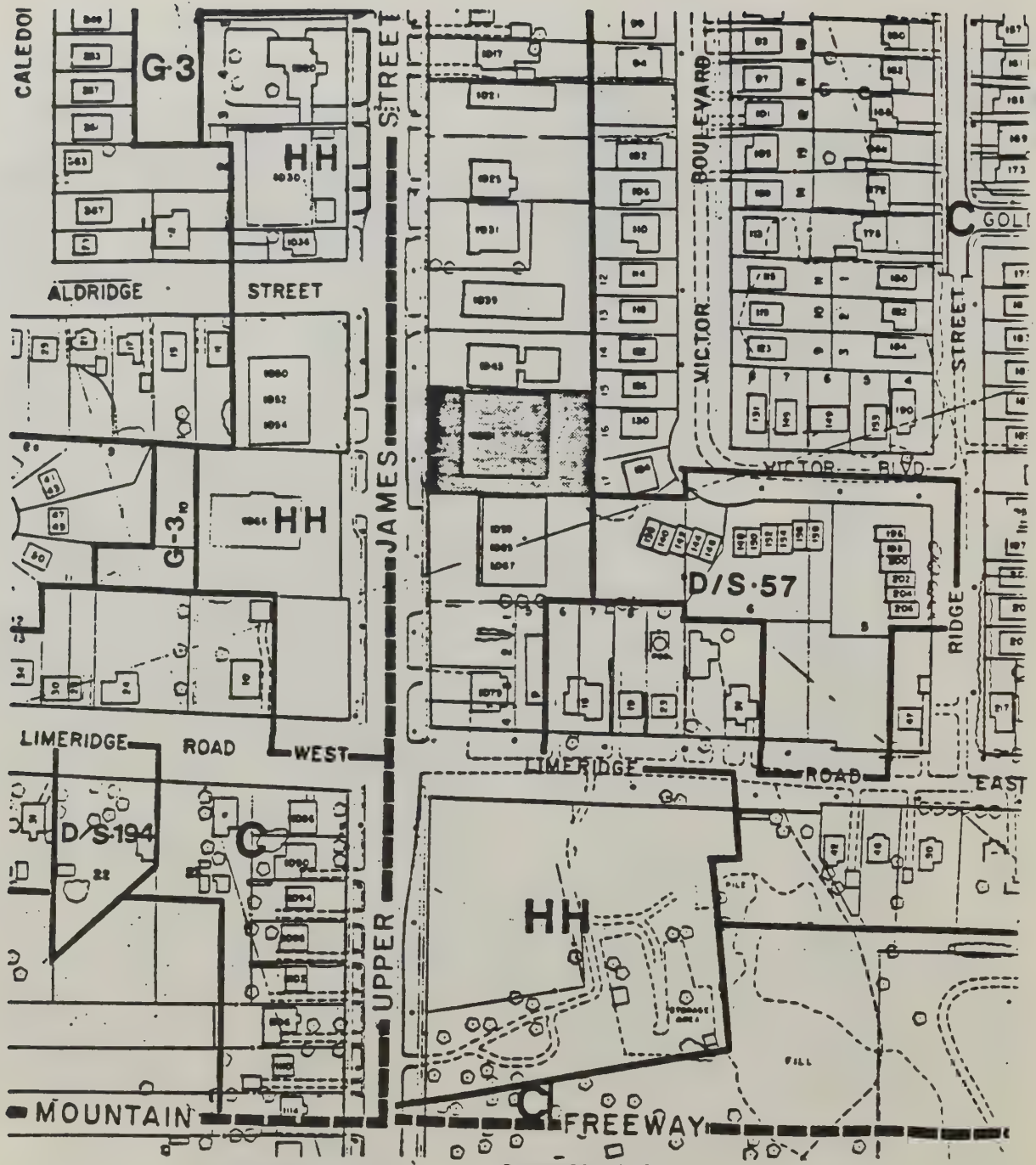
"D" (Urban Protected Residential, Townhouses, etc.) District  
To: "H" (Community Shopping and Commercial, etc.) District, modified.

BLOCK 2



Modification to the "H" (Community Shopping and Commercial, etc.) District.





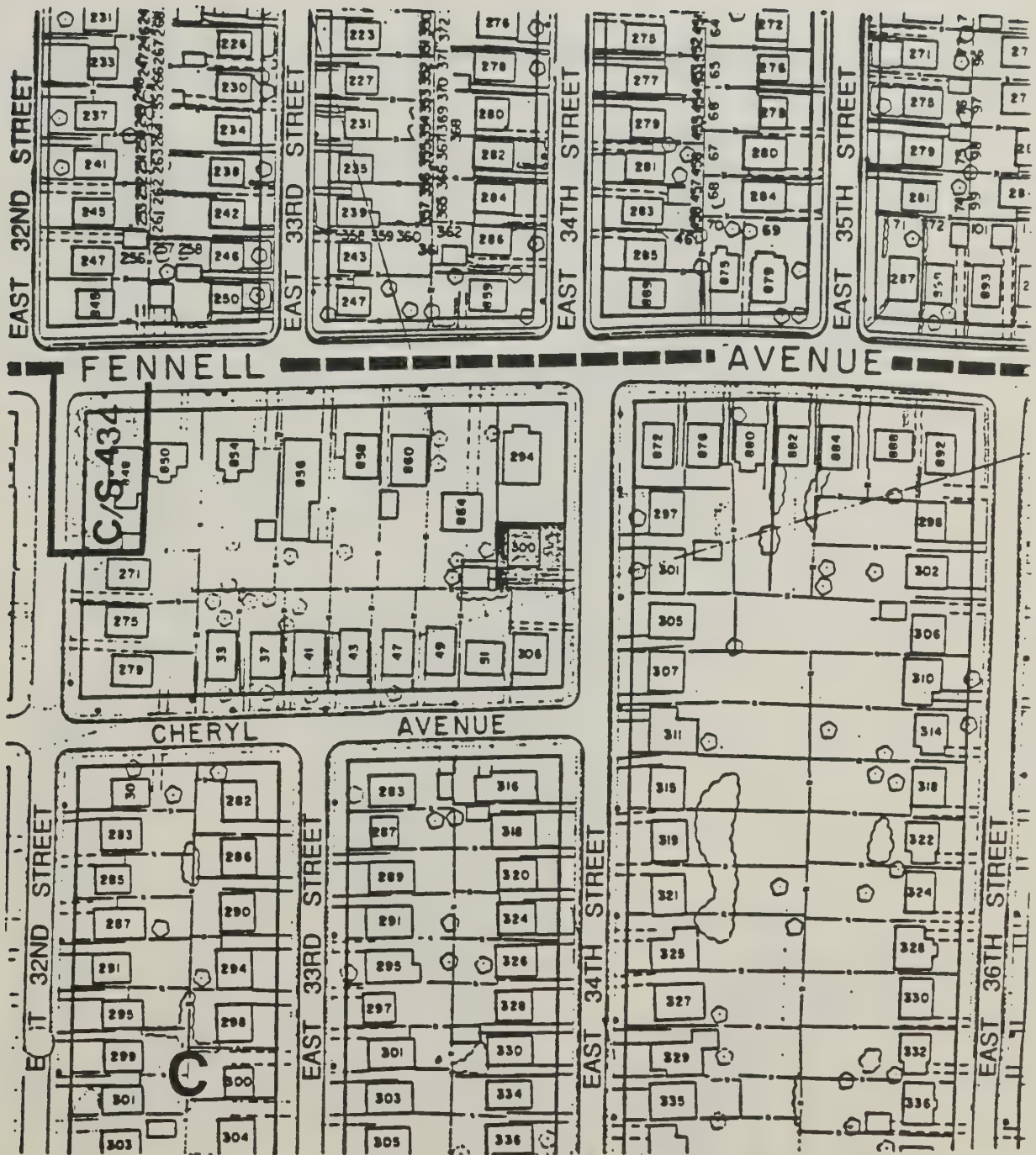
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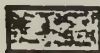
Site of the Application

Appendix "D"  
as referred to in  
Section 13 of the  
SECOND Report of the  
Planning and Development  
Committee



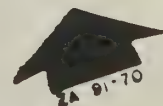


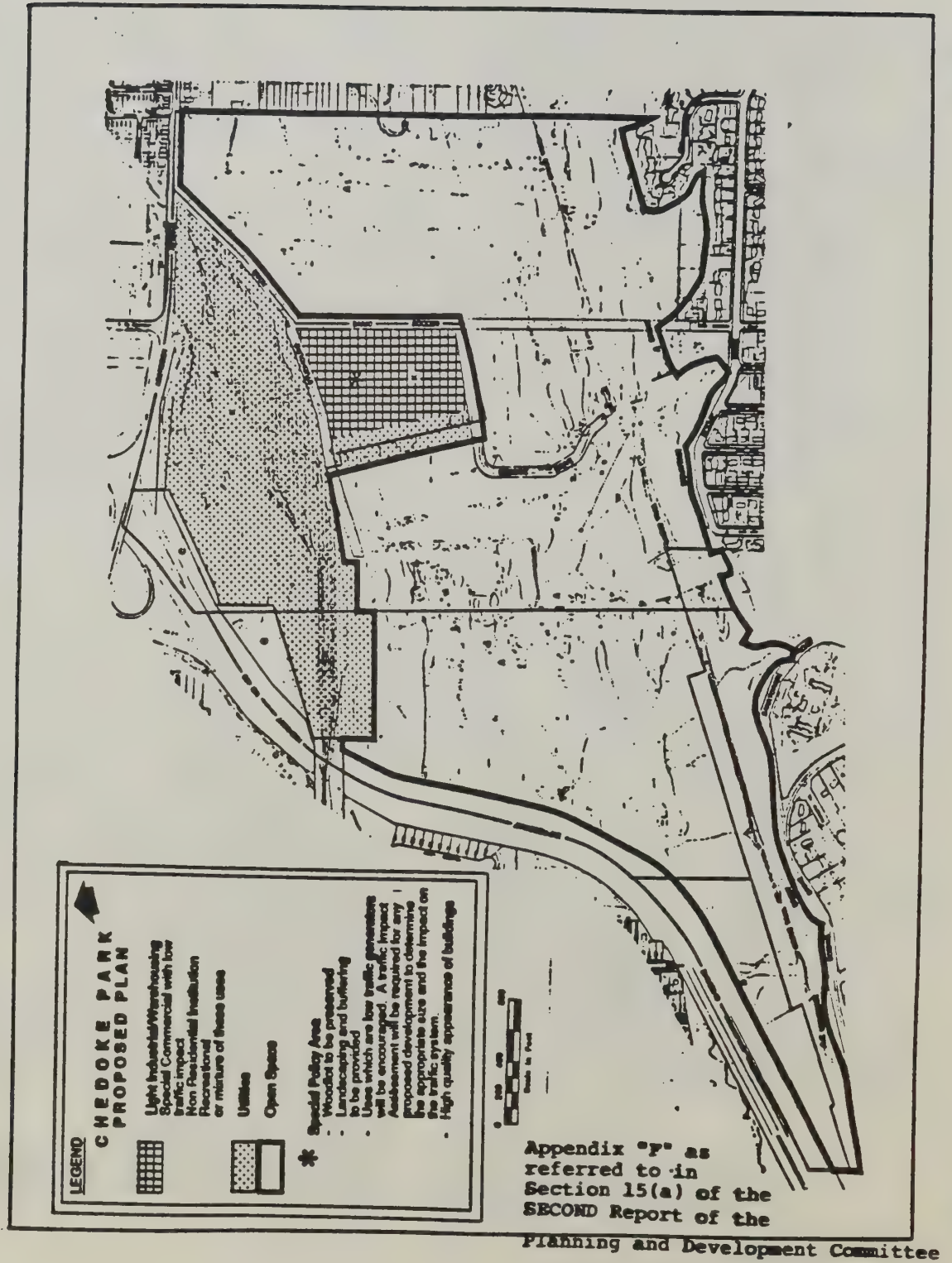
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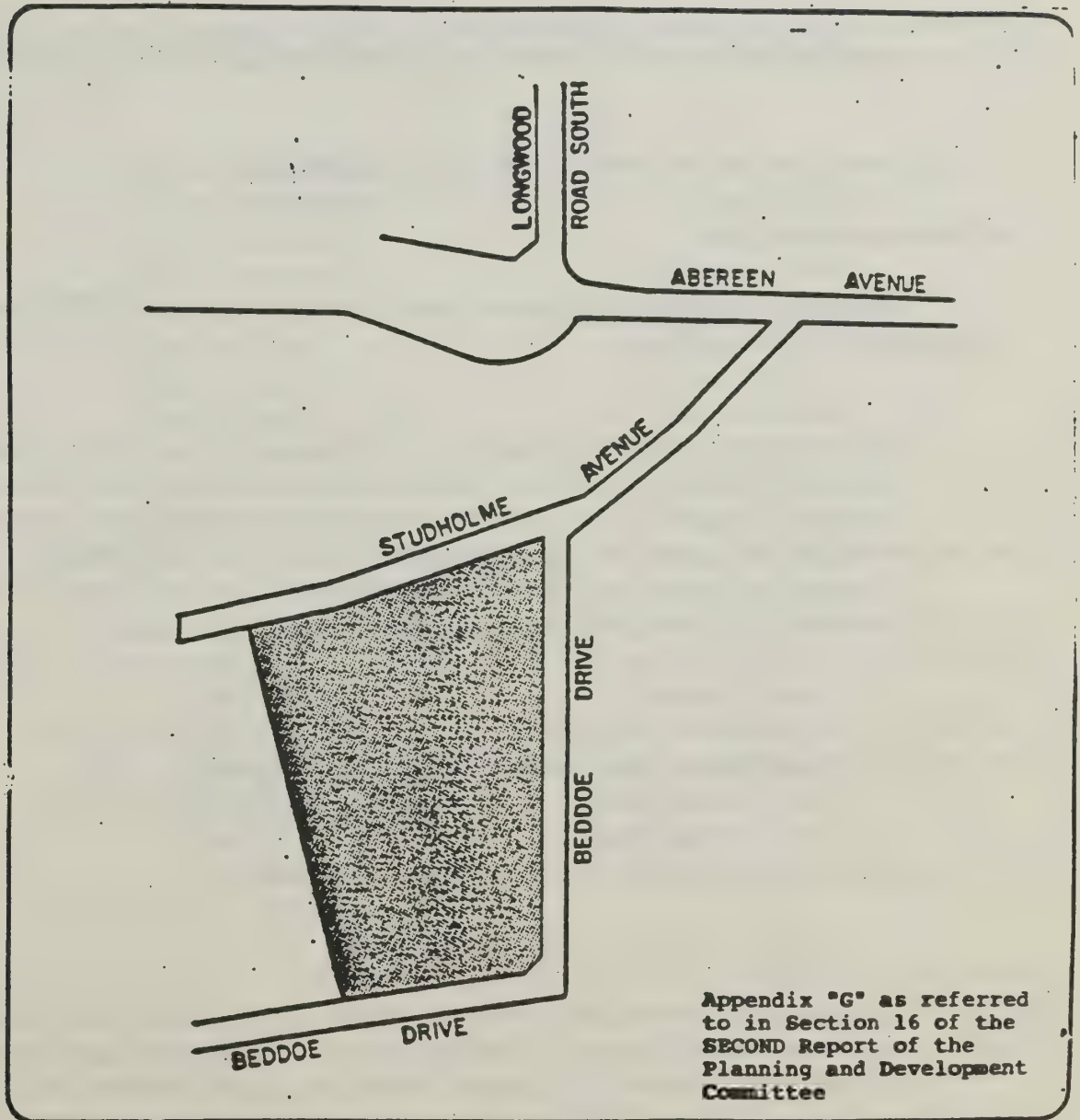


Site of the Application

Appendix "E" as referred  
to in Section 14 of the  
SECOND Report of the  
Planning and Development  
Committee







Appendix "G" as referred to in Section 16 of the SECOND Report of the Planning and Development Committee

City of Hamilton

# OFFICIAL PLAN AMENDMENT

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

## Legend



Site of the application

North 	Scale NOT TO SCALE	Reference File No. P6-8-3
	Date NOVEMBER, 1998	Drawn By T.A.

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FOURTH** Report for 1992 and respectfully recommends:

1. That a purchase order be issued to J.P. Hammill & Son Limited, Guelph, for the supply and delivery of Workers' Uniform Clothing to Purchasing Stores as and when required during 1992, being the lowest of eight tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, at the following unit prices, and that this expenditure be financed through Stores Inventory Account CH56103 28999

Grey Trousers	\$12.75 pair
Short Sleeve Grey Shirts	10.85 each
Long Sleeve Grey Shirts	11.85 each
Grey Overall Jackets	24.95 each
Grey Overall Pants	25.95 pair
Grey Crested Coveralls	24.75 pair

GST extra at 7%. PST extra at 8%.

2. That a purchase order be issued to Burns International Security Services Limited, Hamilton, at the unit rate of \$8.54 per hour for 1992, including all charges, with an option in favour of the City to renew for two additional one-year terms at \$8.96 per hour during 1993 and \$9.32 per hour during 1994, including all charges, to provide security services for City Hall, being the lowest of seven tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Security Account No. 31107 56333.

3. That Civic Gold Pins be awarded to the following members of the St. Thomas More Girls' Field Hockey Team for winning the Provincial High School Championship for 1991:

Anne-Marie Braid  
Rachelle Brohman  
Carm Cimarrusti  
Lina Cimarrusti  
Charlene Copps  
Melissa Dorey  
Heather Harper  
Geena Joseph  
Juanita Koo  
Chantale LaChance  
Rhonda Lewis  
Cathy Basciano (Co-Coach)

Nikki McGowan  
Cheryl Murray  
Carolyn Oddi  
Somer Oddi  
Kristin Rankin  
Stephanie Richardson  
Judy Sahr  
Erica Scime  
Lisa Spadafora  
Selina Young  
Lisa Zinkewich  
Audrey Beniach (Co-Coach)

4. That Mr. Malcolm C. Cline be nominated to the Regional Municipality of Hamilton-Wentworth for appointment to the Court of Revision as the City's representative.
5. (a) That the request of the Association of KIN Clubs for the City of Hamilton to purchase an ad in the special issue of the national publication "KIN Magazine" at a cost of \$535. be approved.
- (b) That the cost of this ad be financed from the City Clerk's Advertising Account No. CH56302 12001.
6. That, as referred to in Section 1 of the SECOND Report of the Transport and Environment Committee, the City's Share of Services for the completion of Aquila Place - Phase 2 subdivision in the additional amount of \$1,300. be financed from the Reserve for City's Share of Services Through Unsubdivided Lands.
7. (a) That the prelevy residential and non-residential mill rates for 1992 be established at figures slightly below 50% of the 1991 respective mill rates as follows:
- (i) That a real property tax prelevy mill rate of 188 mills be established for 1992 to be billed in two instalments of 94.0 mills each, payable 1992

February 28 and March 31. This prelevy rate represents 49.989% of the 1991 residential mill rate.

- (ii) That a business tax prelevy mill rate of 221 mills established for 1992 to be billed in one instalment, payable 1992 February 28. This prelevy rate represents 49.949% of the 1991 non-residential mill rate.
  - (b) That a non-metered water and sewer surcharge prelevy, be established on behalf of the Regional Municipality of Hamilton-Wentworth, based on approximately 50% of the 1991 charge, to be billed in two equal instalments, payable 1992 February 28 and March 31.
8. As recommended by the Transport and Environment Committee at its meeting held 1992 January 6:
- (a) That the 1992 Streetlight Construction Programme, being part of 1992 Road and Sidewalk Reconstruction Programme, be approved and the Public Works Department be authorized to spend up to \$203,000. and this amount be financed from the 1992 capital levy; and
  - (b) That the 1992 Road and Sidewalk Reconstruction Programme be approved and the Regional Engineering Department be authorized to spend up to \$2,761,000. and this amount be financed from the 1992 Capital Levy.
9. (a) That the City renew the Agreement with the H.S.P.C.A. to purchase animal control and related services in accordance with the provisions of the Agreement and the City's approved annual budget for the provision of those services, and
- (b) that the Mayor and City Clerk be authorized to execute the Agreement on behalf of the City of Hamilton.
10. (a) That approval be given for the use of the Council Chambers for the purpose of holding the annual Heritage Day ceremony, Monday, February 17th from 11:00 a.m. to 2:00 p.m. and for use of the foyer for displays throughout Heritage Week (1992 February 17-21).

- (b) That the City Clerk be granted the authority to approve of a similar use in future years, providing it does not interfere with any other activity.
- 11.
- (a) That approval be given to retain the firm of A.J. Diamond, Donald Schmitt and Company as consultant for the preparation of the Urban Design Study, City Hall Grounds in accordance with their study proposal dated 1992 January 3, copies of which have been previously distributed to all members of City Council under separate cover.
  - (b) That the cost of the study be collaboratively financed within existing approved budgets of three participating departments, namely Culture and Recreation, Public Works and Property Department at a total cost not to exceed \$15,000.
- 12.
- (a) That the City of Hamilton renew the Master Lease with The Regional Municipality of Hamilton-Wentworth for a period of three (3) years commencing 1991 December 1 and terminating 1994 November 30.
  - (b) That the City of Hamilton renew the lease with the Hamilton-Wentworth Regional Health Unit at the Composite Building - Kenilworth Avenue North and 777 Upper Wentworth Street and the Social Services Department at 74 Hughson Street South for a period of three (3) years commencing 1991 December 1 and terminating 1994 November 30. The three (3) year term is only for the establishment of the rent. It is most likely that the Region will be vacating these buildings in 1992 or early 1993.
  - (c) That the Mayor and City Clerk execute a lease document satisfactory to the City Solicitor.

- (d) That lease renewals for Item a) and b) above to be based on the following Rent Schedules:

**RENT COMPUTATIONS**

**CITY HALL**

**PLANNING DEPARTMENT**

**TOTAL**

- |     |   |                           |
|-----|---|---------------------------|
| (i) | December 1, 1991 to November 30, 1994 - 7th Floor - West Wing - 6,171 square feet 6,171 sq. ft. @ \$14.30 per sq. ft. per annum | \$ 88,245.30<br>per annum |
|-----|---|---------------------------|

**ENGINEERING DEPARTMENT**

- |       |  |                                 |
|-------|--|---------------------------------|
| (i)   | December 1, 1991 to November 30, 1994 - 7th Floor - Full Floor - 9,029 square feet - 2,858 sq. ft. @ \$14.30 per sq. ft. per annum | \$ 40,869.40<br>per annum       |
| (ii)  | 6th Floor - Full Floor - 9,029 square feet<br>9,029 sq. ft. @ \$14.30 per sq. ft. per annum  | \$129,114.70<br>per annum       |
| (iii) | 5th Floor - East Wing - 2,933 square feet<br>2,933 sq. ft. @ \$14.30 per sq. ft. per annum   | \$ 41,941.90<br>per annum       |
| (iv)  | Basement Vault - Jointly by City and Region 800 sq. ft.<br>800 sq. ft. @ \$5.50 per sq. ft. per annum                              | \$ 4,400.00<br><u>per annum</u> |

**Total Engineering Department**

**\$216,326.00**

**Total Rental Space in City Hall**

**\$304,571.30**

**KENILWORTH AVENUE NORTH COMPOSITE BUILDING**

<b><u>REGIONAL POLICE DEPARTMENT</u></b>	<b><u>TOTAL</u></b>
(i) December 1, 1991 to November 30, 1994 First Floor - 4,393 square feet 4,393 sq. ft. @ \$7.70 per sq. ft. per annum	\$33,826.10 per annum
(ii) Second Floor - 3,062 square feet 3,062 sq. ft. @ \$7.15 sq. ft. per annum	\$21,893.30 per annum
(iii) Basement - 1,125 square feet 1,125 sq. ft. @ \$2.25 per sq. ft. per annum	\$ 2,531.25 per annum
(iv) Garages - 1,239 square feet 1,239 sq. ft. @ \$1.65 per sq. ft. per annum	\$ 2,044.35 per annum
<b>Total Regional Police Department</b>	<b><u>\$60,295.00</u></b>

**CITY LEASE TO HAMILTON-WENTWORTH REGIONAL  
HEALTH UNIT AND SOCIAL SERVICES**

74 Hughson Street South  
 15 Hunter Street East  
 Kenilworth Avenue North Composite Building  
 Upper Wentworth Composite Building - 777 Upper Wentworth Street

<b><u>HEALTH DEPARTMENT</u></b>	<b><u>TOTAL</u></b>
(i) December 1, 1991 to November 30, 1994 <u>Kenilworth Avenue North - First Floor</u> 1,484 sq. ft. @ \$7.15 per sq. ft. per annum	\$ 10,610.60 per annum
(ii) <u>Upper Wentworth Composite Building</u> 6,200 sq. ft. @ \$8.80 per sq. ft. per annum	\$ 54,560.00 per annum
<b>TOTAL</b>	<b><u>\$ 65,170.60</u></b>

**SOCIAL SERVICES**

(i)	<u>74 Hughson Street South - First Floor</u> 5,032.75 sq. ft. @ \$12.65 per sq. ft. per annum	\$ 63,664.28 per annum
(ii)	<u>15 Hunter Street East - Second &amp; Third Floor</u> 13,622 sq. ft. @ \$10.45 per sq. ft. per annum	\$142,349.90 per annum
	<b>TOTAL</b>	<b><u>\$206,014.18</u></b>

It is expected the Region may vacate their space at Hughson Street, Kenilworth Avenue and Upper Wentworth Street locations in 1992 or early 1993.

In addition to rent paid by the Region and the Board of Health, they are both responsible for their proportionate share of the increase in operating costs over the Base Year of 1990. All amounts payable shall be deemed to be additional rent.

13. That the listing of Appointments To and Terminations From Permanent positions with the Corporation to 1992 January 13 attached hereto as Appendix "A" be approved.

14. That the following salary classification be approved:

<u>POSITION TITLE</u>	<u>FUNCTION</u>	<u>GRADE</u>	<u>SALARY</u>
General Foreman/woman (Facilities) (formerly General Foreman/woman-Turf)	Manages and co-ordinates the operations and development of the Hamilton Civic Golf Courses, Lawn Bowling Clubs, outdoor sports facilities and ski hill facilities.	K	\$47,412.56 - \$55,811.08 per annum

15. (a) That the corporate policies for the Performance Excellence Programme outlined in Appendix "A" of the Joint Report of Mr. J. Pavelka, City's Acting Chief Administrative Officer and Mr. W.M. Carson, Region's Chief Administrative Officer, dated 1992 January 14, copies of which have been previously distributed to all members of City Council under separate cover, be approved.
- (b) That the Performance Excellence Programme Status Report, as outlined in Appendix "B" of the Joint Report of the two Chief Administrative Officers, dated 1992 January 14, copies of which have been previously distributed to all members of City Council under separate cover, be received as information.
- (c) That the procedures defining implementation of policies, as outlined in Appendix "C" of the Joint Report of the two Chief Administrative Officers, dated 1992 January 14, copies of which have been previously distributed to all members of City Council under separate cover, be received as information.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross.  
- 15.

NAYS: Aldermen Copps, Wilson. -2.

**CARRIED.**

16. (a) That additional repairs to the Truck Frame, Pump House Structure, and Water Tank to Fire Department Pumper #10 in the additional amount of \$4,488.65 be approved.
- (b) That this expenditure be charged to Account No. CH5X522 00103 Reserve for Major Vehicle Repairs.
- (c) That the total repair cost of \$58,487.65 to Fire Department Pumper #10 (including \$53,999. for the original approved repair expenditure) be added to the original cost (being \$109,586.) of the Pumper #10 (Vehicle No. 1663) for depreciation purposes.

17. That the City of Hamilton serve an Offer to Settle in Ontario Court (General Division) Action No. 3511A/87 on the following terms:
  - (a) That the Third Party Action and any cross-claims by and against The Corporation of the City of Hamilton be dismissed without costs.
  - (b) That this Offer remain open for acceptance until withdrawn or until the commencement of trial whichever first occurs.
18. (a) That the City of Hamilton Offer to Settle Ontario Court (General Division) Action No. 19757/90 on the following terms:
  - (i) That the City pay to the Plaintiff, Trudi Jeanette Gould, the sum of \$2,500. inclusive of all damages, interest and costs.
  - (ii) That the action and all cross-claims as against The Corporation of the City of Hamilton be dismissed without costs.
  - (iii) That this Offer remain open for acceptance until the commencement of trial until withdrawn whichever first occurs.
- (b) That the Plaintiff Trudi Gould, be required to execute a Full and Final Release in a form satisfactory to the City's Law Department.
19. (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 20081/90 by the payment to the Plaintiff, John Hamill, of \$1,500. inclusive of all damages, interest and costs.
- (b) That Ontario Court (General Division) Action No. 20081/90 be dismissed without costs.
- (c) That the Plaintiff, John Hamill, be required to sign a Full and Final Release in a form satisfactory to the City Law Department.
20. (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 19469/90 by payment to the Plaintiff, Laura Dowhaniuk of:
  - (i) \$12,000. inclusive of all her claim for damages, interest and costs; and

- (ii) 50% of the applicable O.H.I.P. accounts once ascertained.
  - (b) That Ontario Court (General Division) Action 19469/90 be dismissed without costs.
  - (c) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the City's Law Department.
21. That the Memorandum of Agreement between the Corporation of The City of Hamilton and I.U.O.E. Local 772 dated 1991 November 25, attached hereto as Appendix "B", be approved and implemented in accordance with the terms therein.
22. (a) That City Council request the participation with Regional Council to undertake a review of the rationalization of a single tier bureaucracy and that this process be directed by a Special Steering Committee comprised of the Mayor, Regional Chairman, Chairman of the City's Finance and Administration Committee, Chairman of the Region's Administration Committee and the two Chief Administrative Officers, to be chaired by the Chairman of the City's Finance and Administration Committee and report back on what necessary outside resources would be necessary to complete the study.
- (b) That the Steering Committee report back by 1992 March 30 with a critical path time frame for the work to be carried out on the review.
- (c) That an additional member of City Council and Regional Council be added to the composition of the Steering Committee. **ADDED AND CARRIED.**

Recorded vote on section 22, as amended.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Copps. -1.

**CARRIED.**

23. That the Commissioner of Human Resources be authorized and directed to take the necessary steps to post and advertise the position of Chief Administrative Officer for the City on a contractual basis consistent with the Selection Procedure adopted by City Council 1982 January 26 and that the terms of the employment be for a period of three (3) years.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Agro. -1. **CARRIED.**

24. (a) That the Director of Property be authorized and directed to implement Recommendation #7 as outlined in his Private and Confidential Report dated 1992 January 20, copies of which have been previously distributed to all members of City Council under separate cover, at an estimated cost of \$3,700.
- (b) That this expenditure be financed through the Capital Budget for the purpose of improving security at City Hall.
- (c) That the services of the additional security guard presently stationed on the second floor of City Hall be discontinued once Recommendation #7 has been implemented.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Drury. -1. **CARRIED.**

1992 January 28

25. That leave be granted to introduce the following Bill:

- (a) Bill H-10      A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary  
1992 January 23

1992 January 28

Appendix A as Referred to in Section 13 of  
the FOURTH Report of the Finance and  
Administration Committee for 1992.

THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Alan Cochrane	Shop Superintendent	Traffic	Retired	43 years, 3 months	31/12/91
Ms. Helen Davidson	Administrative Assistant III	Public Works	Retired	14 years, 3 months	31/12/91
Ms. Irene Kozak	Stenographer II	Building	Retired	15 years, 7 months	31/12/91
Ms. Carolyn Nelia	Hospitality Sales Executive	H.E.C.F.I.	Resigned	3 years	16/12/91
Ms. Lily Milanovic	Administrative Assistant IV	City Clerk's	Resigned	4 months	03/01/92
Mr. Louis Sage	Chief Administrative Officer	Chief Administrative Office	Retired	10 years, 11 months	31/12/91
Mr. Carl VanVeen	Street Sweeper Operator	Public Works	Resigned	1 month	27/12/91

Prepared 13/01/92

1992 January 28

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. John Cosentino	Parking Meter Technician (12)	Parking Authority	New Position - Result of Rightsizing	\$32,910.80 to \$35,772.36	01/01/92
Mr. Vince Cosentino	Parking Meter Servicer (10)	Parking Authority	New Position - Result of Rightsizing	\$30,605.64 to \$33,627.52	01/01/92
Mr. Frank Czajkowski	Yard Attendant (14-B)	Public Works	Replacing Mr. R. Williamson - retired	\$31,611.84 to \$32,027.84	30/09/91
Mr. Larry Dilks	Parking Meter Servicer (10)	Parking Authority	New Position - Result of Rightsizing	\$30,605.64 to \$33,627.52	01/01/92
Mr. Dwight Douglas	Sports Facilities Handyperson (13)	Public Works	Replacing Mr. G. Greco - retired	\$31,952.96 to \$32,368.96	31/12/91
Mr. Jeffrey Everets	Parking Meter Servicer (10)	Parking Authority	New Position - Result of Rightsizing	\$30,605.64 to \$33,267.52	01/01/92
Mr. Tony Lau	Budget Co-ordinator (M)	Building	Replacing Mr. F. Reynolds - retired	\$38,705.16 to \$45,542.12	30/12/91

1992 January 28

THE CORPORATION FOR THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Robert Macaulay	Traffic Service Foreman/Woman (13-A)	Traffic	Replacing Mr. A. Runtjes - retired	\$31,704.40 to \$37,763.96	01/01/92
Mr. Mike Murphy	Truck Driver (13-A)	Public Works	Replacing Mr. A. Berry - returning to former position	\$31,008.64 to \$31,424.64	23/12/91
Mr. Callum Neil	Firefighter I (C-5)	Fire	Replacing Mr. D. Kurceba - resigned	\$49,087.72	01/12/91
Mr. Robert St. Clair	Caretaker (5-C)	Property	Replacing Mr. G. Cino - retired	\$24,601.20 to \$26,741.00	31/12/91

THIS MEMORANDUM OF AGREEMENT MADE THIS 25TH OF NOVEMBER, 1991

BETWEEN THE NEGOTIATING COMMITTEES OF:

THE CORPORATION OF THE CITY OF HAMILTON

AND

THE HAMILTON ENTERTAINMENT AND CONVENTION FACILITIES INC.

THE CIVIC EMPLOYEES OF THE INTERNATIONAL  
UNION OF OPERATING ENGINEERS, LOCAL 772,  
A.F.L., C.I.O., C.L.C.

- I The parties herein agree to the terms of the Memorandum as constituting full settlement of all matters at issue between the parties.
- II The undersigned representatives of the parties agree to recommend unanimously acceptance of all the terms of this Memorandum to their respective principals.
- III The parties herein agree that the term of the Collective Agreement shall be August 1, 1991 to July 31, 1994.
- IV The parties agree that all provisions of the Collective Agreement covering the period August 1, 1989 to July 31, 1991 shall continue in effect as amended by the following provisions.
- V The Collective Agreement shall be amended in accordance with the following, including attachments and such amendments in Appendix "A" shall become effective upon ratification by both parties whose proper officers have appended their signatures hereto unless specifically provided otherwise.

The following are the amendments referred to in item V above:

1992 January 28

Appendix B as Referred to in Section 21 of  
the FOURTH Report of the Finance and  
Administration Committee for 1992.

THIS MEMORANDUM OF AGREEMENT MADE THIS 25TH OF NOVEMBER, 1991

BETWEEN THE NEGOTIATING COMMITTEES OF:

THE CORPORATION OF THE CITY OF HAMILTON

AND

THE HAMILTON ENTERTAINMENT AND CONVENTION FACILITIES INC.

THE CIVIC EMPLOYEES OF THE INTERNATIONAL  
UNION OF OPERATING ENGINEERS, LOCAL 772,  
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- II The undersigned representatives of the parties agree to recommend unanimously acceptance of all the terms of this Memorandum to their respective principals.
- III The parties herein agree that the term of the Collective Agreement shall be August 1, 1991 to July 31, 1994.
- IV The parties agree that all provisions of the Collective Agreement covering the period August 1, 1989 to July 31, 1991 shall continue in effect as amended by the following provisions.
- V The Collective Agreement shall be amended in accordance with the following, including attachments and such amendments in Appendix "A" shall become effective upon ratification by both parties whose proper officers have appended their signatures hereto unless specifically provided otherwise.

The following are the amendments referred to in item V above:

1992 January 28  
ECONOMIC ADJUSTMENTS

The appropriate Articles of the Collective Agreement shall be amended to reflect the economic adjustments listed below:

All adjustments listed below shall be made on August 1st of each year unless stated otherwise.

	1991	1992	1993
1: Shift premiums & Weekend premium	(65 cents)	5 cents (70 cents)	10 cents (80 cents)
2: Vision Care		\$250/24months	
3: Schedule "A"	4% August 1, 1991 2% February 1, 1992 4% August 1, 1992 1% February 1, 1993 5% August 1, 1993		

ARTICLE 5: OVERTIME COMPENSATION 1992 January 28

5.11 ADD new clause:

Any employees (other than operators) may be allowed to place accumulated overtime in a lieu time bank drawing from and adding to said bank. The maximum balance in the lieu bank shall not exceed sixteen (16) converted hours of overtime. Employees may draw from this lieu time bank in eight (8) hour increments. This lieu time shall be granted at a time mutually agreed upon by the employee and the employer taking into account the operational requirements of the area in which the employee works. An employee shall not be allowed to carry over any unused lieu time from one calendar year to the next.

Consequently, the employer shall process payment for any unused lieu time by December 31st of each year.

ARTICLE 10: SICK LEAVE, PENSION GROUP MEDICAL AND HOSPITALIZATION PLANS

10.4 AMEND clause as follows:

The Employer shall pay the cost of maintaining the enrolment of all employees in O.H.I.P. as per the regulations.

ARTICLE 11: LEAVE OF ABSENCE

11.11 AMEND clause as follows:

Maternity/Paternity Leave shall be granted on the conditions as set down in the Employment Standards Act of the Province of Ontario.

14. SENIORITY RATING

14.1 AMEND clause as follows:

Employees with less than ninety (90) working days service shall be considered probationary employees and will have no seniority rights. Notwithstanding anything to the contrary contained in this Agreement, the Employer shall have the exclusive right to discharge employees within the first ninety (90) working days of their employment, and such discharge may not become the subject of any grievance under the provisions of this Agreement.

14.2 AMEND to read as follows:

- (a) Seniority for the purpose of this Agreement shall be defined as the length of aggregate service of an employee in the scope of Local 772 with the Employer, uninterrupted by severance of service with the Employer other than lay-off as provided for in the Collective Agreement.
- (b) Total service with the Employer will be the governing factor for seniority for those employees in the bargaining unit prior to January 1, 1992.

- (c) The intent of the foregoing is to apply for purposes of lay-offs, recalls and promotions.

14.5(f) AMEND clause as follows:

An employee who has not been in receipt of pay for any reason for a period of thirty (30) months, shall be terminated by the Employer at the end of the thirty (30) month period.

For the purpose of this clause an employee shall not be considered to be in receipt of pay when he receives S.T.D., L.T.D., W.C., vacation pay or is reimbursed from an overtime lieu bank.

15. GRIEVANCE PROCEDURE

15.11 ADD new clause as follows: -

A Union policy grievance or a Company grievance may be submitted to the Company or the Union, as the case may be, in writing within ten (10) days from the time the circumstances upon which the grievance is based were known or should have been known by the grievor. A meeting between the Company and the Union shall be held within five (5) working days of the presentation of the written grievance and shall take place within the framework of Step No. 3 of Article 18.5 hereof. The Company or the Union, as the case may be, shall give its written decision within five (5) working days after such meeting has been held.

If the decision is unsatisfactory to the grieving party, the grievance may be submitted to arbitration within five (5) days of delivery of such written decision and the arbitration sections of this agreement shall be followed.

LETTER OF UNDERSTANDING

The parties agree that representatives of each will meet within one month of the ratification of the agreement to develop a work schedule which accommodates the employee's requirement for at least two consecutive days off with the employer's requirement for flexible scheduling which minimizes the necessity for overtime with respect to its/HECFI facilities.

LETTER OF UNDERSTANDING

The parties agree that employees who find themselves unable to wear the type of safety boots which can be obtained through company stores, may purchase others on their own and will, upon submission of an appropriate receipt, be reimbursed an amount equivalent to the employer's cost for similar shoe.

Dated November 25, 1991

1992 January 28

On Behalf of the Union

Samuel Ruiz  
William J. Gessner  
Wayne Murphy  
Ed Kaprielian

On Behalf of the Employer

Ro Centofenach  
Annie Holmes  
R. D. Sawyer  
D. A. Kelly

URBAN/MUNICIPAL  
CA4 ON HBL A05  
M21

1992 February 11

Hamilton City Council  
1992 February 11  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met.

Present: Mayor R. M. Morrow,

Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Pastor Ivars Gaide, Christ Lutheran Church led the Council in prayer.

\* \* \* \* \*

Mayor R. M. Morrow presented Airport Fire Chief Glenn Weylie with a framed poster of the Hamilton-Scourge in recognition of the Emergency Response Services at the Hamilton Airport responding with the largest single contribution per capita to the Non-Perishable Food Drive.

\* \* \* \* \*

Mayor R. M. Morrow made a presentation to Mr. David Christopherson, M.P.P., Hamilton-Centre in recognition of his assistance in obtaining federal funding for the clean-up to the West Harbour (LAX Property).

\* \* \* \* \*

Mayor R. M. Morrow presented Certificates of Appreciation to Milt Lewis, Hedy Miszuk, Amelia Demuk and Helen Wilson for their role in bringing the Provincial Liberal Leadership Convention to Hamilton.

Mayor Morrow proclaimed the following:

"Single Parent Week" - 1992 February 16 to 1992 February 22.

"Black History Month" 1992 February .

"Oxfam Day" 1992 February 29.

\* \* \* \* \*

The minutes of the meeting held 1992 January 28 were taken as read and approved.

\* \* \* \* \*

Correspondence:

It was moved by Alderman Kiss and seconded by Alderman Wilson that Item 1 of the correspondence respecting a resolution from the Town of Flamborough, be received.

1. Letter dated 1992 January 28 from the Town of Flamborough respecting a resolution requesting the Region, Area Municipalities and Boards of Education to support the opening of discussions with various bargaining units in light of the current economic climate.

**Received.**

2. Letter dated 1992 January 20 from the City of Waterloo regarding a workshop focusing on issues relating to Continuous Improvement and the Provincial 1992 Budget.

**Referred to the Finance and Administration Committee.**

3. Letter dated 1992 January 20 from the City of Waterloo requesting a report on the City of Hamilton's experience regarding Continuous Improvement.

**Referred to the City's Management Team**

4. Letter dated 1992 February 5 from J. V. Gates (in trust for a Company to be incorporated), Burlington, Ontario for a further modification to the "E" (Multiple Dwellings, Lodges, Clubs etc.) District regulations for 124 Walnut Street South, Hamilton, Ontario. (previously distributed)

**Received.**

5. Letter dated 1992 February 3 from Harper Brothers Holding, Hamilton, Ontario for a change in zoning from "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District to "CR-3" (Commercial Residential District for 212 James Street South, Hamilton, Ontario. (previously distributed)

**Received.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Copps that the reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be now considered in Committee of the Whole.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: 0.

**CARRIED.**

\* \* \* \* \*

**TRANSPORT AND ENVIRONMENT COMMITTEE - THIRD REPORT**

**Section 16 Re: No Stopping on the south side of Bendamere Avenue**

It was moved by Alderman Merling and seconded by Alderman D'Amico that section 16 of the Third Report of the Transport and Environment Committee for 1992 be amended by:

- (a) Deleting "Columbia Drive" in the second line and substituting "Bendamere Avenue" in lieu thereof; and
- (b) Deleting "Bendamere Avenue" in the third line and substituting "Columbia Drive" in lieu thereof. **CARRIED.**

\* \* \* \* \*

**PARKS AND RECREATION COMMITTEE - THIRD REPORT**

**PLANNING AND DEVELOPMENT COMMITTEE - THIRD REPORT**

Section 16 Re: Zoning Application - 719 Knox Avenue - Ernie and Tom Schoenholz

It was moved by Alderman Drury and seconded by Alderman Morelli that Section 16 of the THIRD Report of the Planning and Development Committee be added as follows:

16. That Zoning Application 91-71, Ernie and Tom Schoenholz, owners, requesting a modification to the established "C" (Urban Protected Residential, etc.) District, to permit the subdivision of lands municipally known as No. 719 Knox Avenue into eight (8) small lot single-family building lots, having common access to Knox Avenue, as shown on the attached map marked as Appendix "D", be denied for the following reasons:
  - (a) the proposal conflicts with the intent of the Official Plan, in that:
    - (i) it would not be in keeping with the established character and development pattern of the area;
    - (ii) the proposed density of development does not provide for sufficient spacing to maintain privacy, amenity and value; and,
    - (iii) it represents an over intensification of use and would be incompatible with surrounding development;
  - (b) approval of the application would encourage other similar applications which, if approved, would undermine the intent of the Official Plan and Zoning By-law, and alter the character of the neighbourhood. **CARRIED.**

**FINANCE AND ADMINISTRATION COMMITTEE - FIFTH REPORT**

Re: Section 25 (c) Bill H-13: A By-law to Appoint an Acting Clerk.

It was moved by Alderman Ross and seconded by Alderman D'Amico that Rule No. 8 of the City's Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to consider a resolution regarding a By-law to Appoint an Acting Clerk.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman D'Amico that Section 25 of the FIFTEENTH Report of the Finance and Administration Committee be amended by adding the following Bill as Sub-section (c):

25. (c) Bill H-13 A By-law to Appoint an Acting Clerk. **CARRIED.**

\* \* \* \* \*

Re: Section 26 Appointment of Alderman Eisenberger as City's additional member to the Single Tier Bureaucracy Review Steering Committee.

It was moved by Alderman Ross and seconded by Alderman D'Amico that Rule No. 8 of the City's Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to consider a resolution regarding the appointment of an additional member of City Council to the Single Tier Bureaucracy Review Steering Committee. **CARRIED.**

\* \* \* \* \*

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February 11

It was moved by Alderman Ross and seconded by Alderman D'Amico that the FIFTEENTH Report of the Finance and Administration Committee be amended by adding the following as Section 26:

26. That Alderman Eisenberger be appointed as the City's additional member to the Single Tier Bureaucracy Review Steering Committee.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Copps that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee and resolutions, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Copps that the following Bills be now read a first time:

A-19, A-20, A-21, A-22, A-23, A-24.  
C-20, C-21, C-22, C-23, C-24, C-25, C-26 C-27, C-28.  
H-11, H-12, H-13.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Copps that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

A-19, A-20, A-21, A-22, A-23, A-24.  
C-20, C-21, C-22, C-23, C-24, C-25, C-26 C-27, C-28.  
H-11, H-12, H-13.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Copps that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-19, A-20, A-21, A-22, A-23, A-24.  
C-20, C-21, C-22, C-23, C-24, C-25, C-26 C-27, C-28.  
H-11, H-12, H-13.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Copps that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-19, A-20, A-21, A-22, A-23, A-24.  
C-20, C-21, C-22, C-23, C-24, C-25, C-26 C-27, C-28.  
H-11, H-12, H-13.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

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\* \* \* \* \*

City Council then adjourned at 8:20 o'clock p.m.

\* \* \* \* \*

J. J. Schatz, City Clerk  
1992 February 11

## **REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **THIRD** Report for 1992 and respectfully recommends:

1. (a) That the portion of Section 30 of the Fourteenth Report of the Transport and Environment Committee adopted by City Council on 1989 August 29 which refers to the approval of the engineering schedules and the City's share of services for "Gagliano Gardens Addition", be deleted; and
- (b) That the submitted schedules of works, be adopted for inclusion in the Subdivision Agreements with the Owners for the estimated cost of services in:

**"EDAN HEIGHTS - PHASE 2", Hamilton**

City's Share - Nil

Subdivider's Share - \$105,377.05

**"GAGLIANO GARDENS ADDITION", Hamilton**

City's Share - \$134,250.00

Subdivider's Share - \$231,340.00

**"KINGSVIEW ESTATES - PHASE I", Hamilton**

City's Share - Nil

Owner's Share - \$90,534.00

**THE GARDENS OF RYMAL - PHASE 2, Hamilton**

City's Share \$410,111.80

Owner's Share - \$203,168.74

- (c) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreements between the City and the owners of Edan Heights - Phase 2, Gagliano Gardens Addition, Kingsview Estates - Phase 1 and The Gardens of Rymal - Phase 2 subdivisions.
  - (d) That approval of the above clauses be subject to the condition that no work be commenced until the Final Plans and Subdivision Agreements have been registered.
  - (e) That in the event the subdivider wishes to proceed prior to the registration of the Final Plan, they should be allowed to do so at their own risk provided that they enter into a standard agreement for pre-servicing.
  - (f) That the City's share of costs for services in Gagliano Gardens Addition (\$134,250.00) and The Gardens of Rymal - Phase 2 (\$410,111.80) be approved and the Finance and Administration Committee recommend the source of funding for these projects.
  - (g) That the Senior Director of the Roads Department be authorized and directed to prepare the necessary by-laws to establish Parts 1, 5 and 8 of Reference Plan 62R-11311 as Public Highways for Arrowhead Drive, Upper Wentworth Street and Bianca Drive respectively in order to provide road access to The Gardens of Rymal - Phase 2 subdivision and surrounding lands.
2. (a) That the following City lands be closed, stopped-up and retained as noted below:
- |                  |   |
|------------------|---|
| Greenhill Avenue | Parts 5 and 6 on Plan 62R-6273<br>excepting Part 3 on Plan 62R-7888 |
|------------------|---|
- (b) That the appropriate by-law to carry out the closing, stopping-up and retention of the foregoing be enacted by Council.
  - (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.

3.
  - (a) That three-way stop control be implemented at the intersection of Prince George Street and Brucedale Avenue; and
  - (b) That the northbound and southbound stop control at the intersection of East 8th Street and Brucedale Avenue be switched to eastbound and westbound stop control; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
4.
  - (a) That northbound traffic on London Street North be required to stop for eastbound and westbound traffic on Edinburgh Avenue; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
5.
  - (a) That the existing "No Parking" regulation on the west side of Glen Vista Drive between Greenhill Avenue and Brookstream Court, be removed; and
  - (b) That a "No Parking" regulation be implemented on the east side of Glen Vista Drive from Greenhill Avenue to a point 328 feet southerly therefrom; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
6.
  - (a) That the existing "Alternate Side Parking" regulation on Milton Avenue from Barton Street East to Myler Street be replaced with a "No Parking" regulation on the west side and a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the east side; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
7.
  - (a) That parking be prohibited at all times on the west side of Bond Street South from King Street West to a point 130 feet southerly therefrom; and
  - (b) That the existing "No Parking, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the west side of Bond Street South which commences at King Street South and extends to a point 104 feet southerly therefrom, be removed; and

- (c) That the existing "Alternate Side Parking" regulation on Bond Street South between King Street West and Marion Avenue, be shortened such that the regulation commences at a point 85 feet south of King Street West on the east side of 130 feet south of King Street West on the west side and extends to Marion Avenue, and
  - (d) That the City Traffic By-law No. 89-72 be amended accordingly.
8. (a) That a "No Parking, 6:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the north side of Carling Street commencing 153 feet east of Paradise Road South and extending to a point 113 feet easterly therefrom; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
9. (a) That a "Permit Parking" regulation be implemented on the south side of Mars Avenue commencing at a point 163 feet east of Emerald Street North and extending to a point 20 feet easterly therefrom; and
- (b) That the Director of Traffic Services be authorized to issue one parking permit to Mrs. Orgar, 18 Mars Avenue; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.
10. (a) That the existing residential boulevard parking agreement registered as Instrument No. 39116 to the property at 65 Oak Avenue be discharged at the property owner's expense; and
- (b) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement; and
- (c) That the City Treasurer be directed to revise the billing records accordingly.
11. That no action be taken on the request by the Hamilton Region Conservation Authority to allow their staff to issue parking infraction notices on municipal roadways abutting Conservation Authority property.

12. (a) That the Commissioner of Transportation/Environmental Services be authorized to undertake the additional 1992 Road and Sidewalk Capital Improvement Programme works at a cost of \$2,536,000.00 on behalf of the City of Hamilton subject to receiving all necessary approvals.
- (b) That the Finance and Administration Committee be requested to recommend the source of financing the additional two million, five hundred and thirty-six thousand dollars (\$2,536,000.00) to a total of five million, five hundred thousand dollars (\$5,500,000.00) out of the proposed eight million, one hundred and twenty thousand dollars (\$8,120,000.00) 1992 Road and Sidewalk Capital Improvement Programme.
13. (a) That, in accordance with the City Council directive of 1991 October 29, a Pedestrian Advisory Sub-Committee of the Transport and Environment Committee be established and operated in accordance with the Terms of Reference appended hereto as Appendix "A"; and
- (b) That the Pedestrian Safety Advisory Sub-Committee include the following members:
  - Chairperson and one member of the Transport and Environment Committee
  - one representative of the Hamilton Automobile Club; and
  - one staff representative of the Board of Education for the City of Hamilton; and
  - one staff representative of the Hamilton-Wentworth Roman Catholic Separate School Board; and
  - one representative of the Hamilton Safety Council; and
  - one representative of the Council on Road Trauma; and
  - two citizen members at large; and
  - staff (non-voting members) of the Traffic, Regional Engineering and Regional Police Departments
- (c) That a staff member of the Traffic Department be the Secretary of the Sub-Committee.

14. (a) That the City of Hamilton assume the responsibilities from the Regional Municipality of Hamilton-Wentworth for enforcement of the City's Noise Control By-law.
- (b) That the Noise Control Officer be incorporated into the Public Works Department, reporting to the Manager of Streets and Sanitation as outlined in the organization chart appended hereto as Appendix "B".
15. (a) That the following City lands be closed, stopped-up and retained as noted below:
- |                       |                               |
|-----------------------|-------------------------------|
| Parts of Kelly Street | Parts 7 and 8, Plan 62R-12040 |
| Part of Elgin Street  | Part 5, Plan 62R-12040        |
- (b) That the by-law to carry out the closing, stopping-up and retention of the foregoing be enacted by Council.
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.
16. That the Director of Traffic Services be directed to immediately, by way of order of the Chief of Police, institute "no stopping" on the south side of Bendamere Avenue, westerly from the intersection of Columbia Drive for a distance of 150 ft., on a temporary basis, until the issue of school crossing guards have been reviewed.
- AMENDED AND CARRIED.**
17. That leave be granted to introduce the following Bills:
- (a) **Bill A-19** By-law to Authorize Construction of Local Improvements of Concrete Sidewalks on the south-west corner of Stone Church Road and Upper Wentworth Street - \$20,990.00
- (b) **Bill A-20** By-law to Stop-up, Close and Retain Portions of Kelly Street
- (c) **Bill A-21** By-law to Stop-up, Close and Retain a Portion of Elgin Street

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- (d) **Bill A-22** By-law to Close and to Authorize the Sale of Greenhill Avenue  
Parts 5 and 6, Plan 62R-6273, Excepting Part 3,  
Plan 62R-7888
- (e) **Bill A-23** By-law to Amend By-law No. 89-72 to Regulate Traffic
- (f) **Bill A-24** By-law to Amend By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRPERSON  
TRANSPORT AND ENVIRONMENT COMMITTEE**

Kevin C. Christenson  
Secretary

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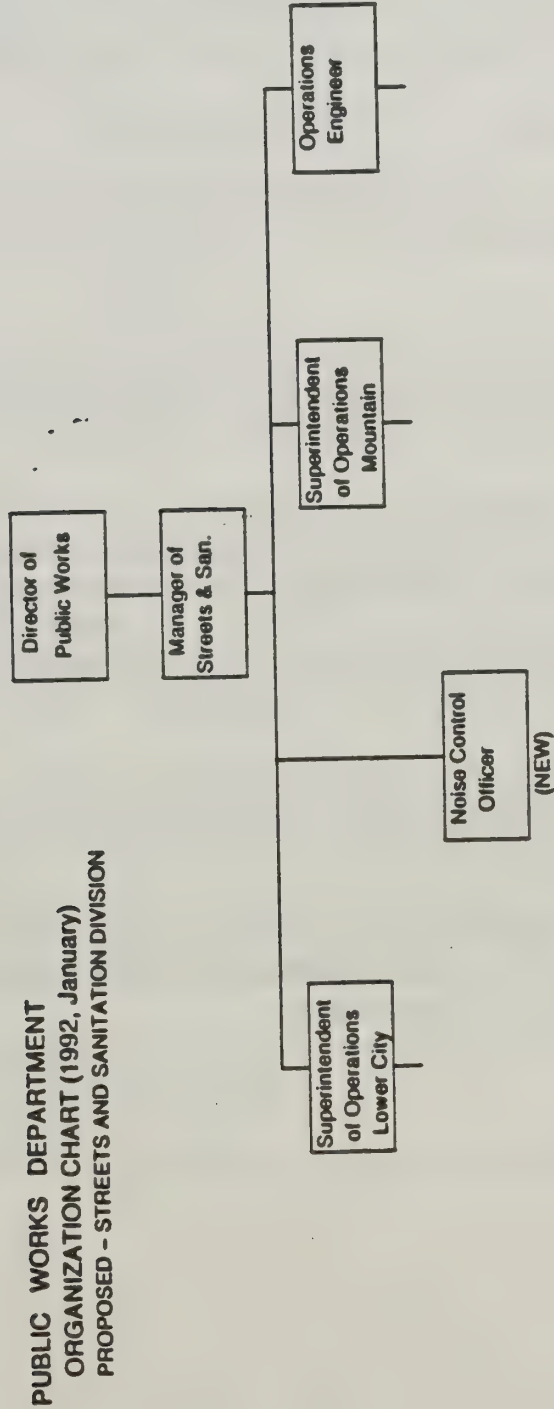
*Appendix "A" as referred to in Section 13  
of the THIRD Report of the Transport and  
Environment Committee for 1992*

**PEDESTRIAN SAFETY ADVISORY SUB-COMMITTEE**

**TERMS OF REFERENCE**

1. The Sub-Committee shall be called "The Pedestrian Safety Advisory Sub-Committee".
2. The Sub-Committee shall meet at the call of the Chairperson.
3. The mandate of the Sub-Committee shall be to report to the Transport and Environment Committee respecting policies specifically related to pedestrian safety in the City of Hamilton.
4. The Sub-Committee shall concern itself with City-wide policy matters, and not with issues related only to specific sites or local areas.
5. The Sub-Committee may use various means to obtain information and to formulate recommendations including but not limited to the following:
  - Utilize collision records to determine the nature and extent of pedestrian safety problems.
  - Seek statistics, information and reports from other governmental jurisdictions and other agencies and organizations respecting pedestrian safety problems and countermeasures.
  - Conduct public opinion surveys and polls.
6. Proposals/requests which will involve a large expenditure of staff time and resources shall only be proceeded with upon approval of the Transport and Environment Committee.

*Appendix "B" as referred to in  
Section 14 of the THIRD Report of the  
Transport and Environment Committee  
for 1992*



## **REPORT OF THE PARKS AND RECREATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **THIRD** Report for 1992 and respectfully recommends:

1. That the Sir John Morison Gibson plaque be installed within Gore Park, Block C, between Catharine Street and John Street in the turf area located west of the water feature facing a south westerly direction and north of the Royal Connaught Hotel.
2.
  - (a) That the Tariff of Charges for City-owned cemeteries as set out in Appendix "A" appended hereto, representing approximately a seven (7%) percent increase over the 1991 rates, be approved upon receipt of approval from the Ministry of Consumer and Commercial Affairs, Cemetery Branch and implemented on 1992 January 13.
  - (b) That the City Solicitor be authorized and directed to prepare a by-law to amend Cemetery By-law No. 8861 so as to provide for the increase in the Tariff of Charges.
  - (c) That the Manager of Cemeteries be authorized and directed to make application to the Ministry of Consumer and Commercial Affairs, Cemeteries Branch, for approval of these rates.

3. That funds be transferred from the Reserve for Parkland Acquisition Account Centre No. CH00201 to the following four accounts listed below for the purpose of acquiring land for neighbourhood parks.

<u>ACCOUNT NO.</u>	<u>NEIGHBOURHOOD</u>	<u>AMOUNT</u>
628650003	Crown Point West	\$ 81,682.21
628650007	Corktown	\$ 2,333.52
628650008	Stinson	\$ 90,834.42
628650010	Keith	\$ 14,812.63
<b>TOTAL</b>		<b>\$189,662.78</b>

4. (a) That approval be given for facility alterations to the Mountain Skating Centre at 25 Hester Street at an estimated cost of \$32,900.00, thereby permitting the Department of Culture and Recreation to operate the concessions at this location.
- (b) That the Finance and Administration Committee be requested to recommend the method of financing for these alterations.
5. (a) That a legal agreement satisfactory to the City Solicitor be entered into between the City of Hamilton and the Ministry of the Environment such that the City will undertake the remediation of the Harbourfront Park in accordance with the Provincial Order in Council Four/92 and the Ministry of the Environment will provide a \$7.5 million grant for the completion of the remediation.
- (b) That the Treasury Department establish an account to which the Ontario Ministry of the Environment funds will be deposited.
- (c) That the Mayor and City Clerk execute the contract on behalf of the City.

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6. (a) That the City remove, at its expense, the 5 ft. high chain link fence installed pursuant to the subdivision agreement, separating the properties on the west side of Lato Court and City park lands, subject to the property owners consenting to, by way of formal agreement, erect at their sole expense, a minimum 5 ft. high wooden replacement fence with gates if desired.
- (b) That the City Solicitor be directed to prepare and execute the necessary agreements.

**Respectfully Submitted,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

Kevin C. Christenson  
Secretary

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*Appendix "A" as referred to in Section 2  
of the THIRD Report of the Parks and  
Recreation Committee for 1992*

HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CHARGES

January 13, 1992

(Cemeteries By-Law No. 8861)

	<u>Resident and Non-Resident Realty Taxpayers</u>			<u>Non-Residents</u>		
		<u>G.S.T.</u>	<u>TOTAL</u>		<u>G.S.T.</u>	<u>TOTAL</u>
<u>GRAVES AND LOTS</u>						
Adult Single In A Row Grave..... (Graves cannot be selected or purchased in advance but are opened in sequence)	397.00	27.79	424.79	490.00	34.30	524.30
Adult Single Grave..... (Where grave may be selected and purchased in advance of need)	664.00	46.48	710.48	821.00	57.47	878.47
Child Single In A Row Grave						
Case up to 60".....	95.00	6.65	101.65	124.00	8.68	132.68
Case 61" to 72".....	141.00	9.87	150.87	184.00	12.88	196.88
Baby Special Grave..... (Multiple burials - up to one month old)	42.00	2.94	44.94	44.00	3.08	47.08
Urn Garden Grave.....	221.00	15.47	236.47	269.00	18.83	287.83
Columbarium.....	818.00	57.26	875.26			
Veteran's Grave.....	377.00	26.39	403.39			
Two-Grave Lot.....	1,523.00	106.61	1,629.61	1,898.00	132.86	2,030.86
Two-Grave Lot - Eastlawn Section 15, 16 (6' burials only)	1,243.00	87.01	1,330.01	1,552.00	108.64	1,660.64
Three-Grave Lot - Woodland.....	2,274.00	159.18	2,433.18	2,845.00	199.15	3,044.15
Four-Grave Lot - Woodland Section 21, 25 - Eastlawn Section 19..	2,981.00	208.67	3,189.67	3,790.00	265.30	4,055.30
Four-Grave Lot - Woodland Section 15..	5,507.00	385.49	5,892.49	6,879.00	481.53	7,360.53
Four-Grave Lot - Trinity.....	2,801.00	196.07	2,997.07	3,555.00	248.85	3,803.85
Mansion of Memories - Mausoleum Crypt..	1,061.00	74.27	1,135.27	1,166.00	81.62	1,247.62

NOTE: 35% of all Grave and Lot Sales goes into Perpetual Care

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HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CHARGES

January 13, 1992

	Resident and Non-Resident Realty Taxpayers			Non-Residents		
	G.S.T.	TOTAL		G.S.T.	TOTAL	
<u>OPENING AND CLOSING</u>						
6 ft. Adult.....	413.00	28.91	441.91	480.00	33.60	513.60
8 ft. Adult.....	560.00	39.20	599.20	624.00	43.68	667.68
6 ft. Child - case up to 42".....	246.00	17.22	263.22	366.00	25.62	391.62
- case 43" - 60".....	281.00	19.67	300.67	402.00	28.14	430.14
- case 61" - 72".....	312.00	21.84	333.84	455.00	31.85	486.85
8 ft. Child - case up to 60".....	312.00	21.84	333.84	455.00	31.85	486.85
- case 61" - 72".....	348.00	24.36	372.36	505.00	35.35	540.35
Baby Special - Multiple burials - Up to one month old..	47.00	3.29	50.29	76.00	5.32	81.32
Cremation.....	137.00	9.59	146.59	196.00	13.72	209.72
Columbarium.....	80.00	5.60	85.60			
Mansion of Memories - Stoney Creek- New Crypts only...	339.00	23.73	362.73	399.00	27.93	426.93
<u>LOWERING</u> (Opening Charges not included)						
<u>Adult</u>						
From 6 ft. to 8 ft. - Shell.....	282.00	19.74	301.74	428.00	29.96	457.96
From 6 ft. to 8 ft. - Steel Vault...	551.00	38.57	589.57	824.00	57.68	881.68
From 6 ft. to 8 ft. - Concrete Vault	657.00	45.99	702.99	988.00	69.16	1,057.16
<u>Child</u>						
From 6 ft. to 8 ft. - 5 to 10 years.	196.00	13.72	209.72	291.00	20.37	311.37
From 6 ft. to 8 ft. - under 5 years.	94.00	6.58	100.58	138.00	9.66	147.66
<u>REMOVALS</u>						
Adult - Shell.....	1,488.00	104.16	1,592.16	2,290.00	160.30	2,450.30
- Concrete Vault or Crypt.....	1,214.00	84.98	1,298.98	1,817.00	127.19	1,944.19
Child - Shell	353.00	24.71	377.71	550.00	38.50	588.50
- Concrete Vault or Crypt.....	378.00	26.46	404.46	560.00	39.20	599.20
Cremation.....	137.00	9.59	146.59	196.00	13.72	209.72
<u>ADDITIONAL SERVICES</u>						
				G.S.T.	TOTAL	
<u>CRYPTS</u>						
Child.....			272.00	19.04	291.04	
Youth.....			285.00	19.95	304.95	
Standard.....			297.00	20.79	317.79	
Intermediate.....			305.00	21.35	326.35	
Oversize.....			324.00	22.68	346.68	
<u>PLANTING</u>						
Preparing ground and planting flowers -per grave.....			40.00	2.80	42.80	
Preparing ground and planting one shrub.....			51.00	3.57	54.57	
(Flowers and shrubs are to be provided by the family at their expense)						
<u>MISC.</u>						
Tent in cemetery.....			126.00	8.82	134.82	
Rental of tent outside cemetery.....			172.00	12.04	184.04	
Rental of dressing to use outside cemetery.....			137.00	9.59	146.59	
Rental of lowering device outside cemetery.....			137.00	9.59	146.59	
Transfer Fee \$2.00 + Research \$44.00.....			26.00	1.82	27.82	
Inscription Fee on Columbarium Niche.....			240.00	16.80	256.80	

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HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CHARGES

January 13, 1992

<u>FOUNDATIONS AND MARKERS</u>	<u>Resident and Non-Resident Realty Taxpayers</u>		<u>Non-Residents</u>	
	<u>G.S.T.</u>	<u>TOTAL</u>	<u>G.S.T.</u>	<u>TOTAL</u>
<u>Foundation</u> - pouring per square inch of surface area (to be poured 6 ft. deep) .....	.94	+7%	1.41	+7%
<u>Marker Setting Fee</u>	114.00	7.98	121.98	177.00
(maximum size 24" long x 18" wide) (thickness 8" maximum - 4" minimum)			12.39	189.39
<u>Social Service Marker</u> .....	114.00	7.98	121.98	154.00
<u>Bronze Vase</u> .....	114.00	7.98	121.98	177.00
<u>D.V.A. Upright</u> .....	96.00	6.72	102.72	
<u>D.V.A. Flat</u> .....	96.00	6.72	102.72	

Preferred Singles

Only a flat marker 24" in length and 18" in width is permitted.

Singles Graves in a Row

A flat granite marker, maximum length 24" and width 18" is permitted.

Urn Garden Section

Only a flat marker 12" in length and 10" in width is permitted.

Children's Section

Only a flat marker 18" in length and 14" in width is permitted.

Two-Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2" (38"), and maximum width must not exceed 1'2" (14"). All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4' (48"). All memorial bases must have a projection of at least 3" on all sides from the edge of the die or cross.

Three and Four-Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total overall height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" on all sides from the edge of the die or cross.

## **REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **THIRD** Report for 1992 and respectfully recommends:

1.     A.   That approval be given to Official Plan Amendment No. 106 for the establishment of a special policy area, to permit a parking area within the "Residential" designation for lands in the area north of Eastgate Court and west of Centennial Parkway North, and the City Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton Wentworth.
- B.   That approval be given to Zoning Application 91-62, Truwan Holdings Limited, owner, for a change in zoning from "L-mr-1" (Planned Development - Multiple Residential) District to "G-3" (Public Parking Lots) District, to permit a parking lot to be used in conjunction with commercial use located at 2444 - 2450 Barton Street East and 211 Centennial Parkway North for lands in the area north of Eastgate Court and west of Centennial Parkway North, as shown on the attached map marked as Appendix "A", on the following basis:
  - (a)   That the subject lands be rezoned from "L-mr-1" (Planned Development - Multiple Residential) District to "G-3" (Public Parking Lots) District;
  - (b)   That the "G-3" (Public Parking Lots) District regulations as contained in Section 13C of Zoning By-law No. 6593 applicable to the subject lands be modified to include the following variances as special requirements:

- (i) that the parking lot shall only be accessory to the use of land located at 2444 - 2450 Barton Street East and 211 Centennial Parkway North;
    - (ii) That a planting strip of not less than 1.5m in width shall be provided and maintained along the westerly property line;
    - (iii) That a visual barrier not less than 1.2m in height and not more than 2.0m in height shall be provided and maintained along the westerly property line.
  - (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1260, and that the subject lands on Zoning District Map E-103 be notated S-1260;
  - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-103 for presentation to City Council;
  - (e) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon the approval of Official Plan Amendment No. 106 by the Regional Municipality of Hamilton Wentworth;
  - (f) That the Kentley Neighbourhood Plan be amended by redesignating the subject lands from "Attached Housing" to "Commercial".
- C. That the amending By-law not be forwarded for passage by City Council until such time as the applicant applies for and receives Site Plan Approval, and registers the site plan on title.
2. A. That approval be given to Zoning Application 91-64, Canadian Japanese Cultural Centre at Onteora, prospective owner, for a modification to the "M-14" (Prestige Industrial) District regulations to permit a cultural centre for property located at 95 Unsworth Drive, as shown on the attached map marked as "Appendix B", on the following basis:

- (a) That the "M-14" (Prestige Industrial) District regulations as contained in Section 17F of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special provisions:
  - (i) That notwithstanding Section 17F(1)(a) of By-law No. 6593, the following Public use shall be permitted:

S.I.C. Identification Number

Permitted Use

9861

Civic and Fraternal Organization

- (ii) That notwithstanding Clause 3(c) of Table 1 of Section 18A of By-law No. 6593, a minimum of 30 parking spaces shall be provided and maintained on site;
  - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1261, and that the subject lands on Zoning District Map E-59D be notated S-1261;
  - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-59D for presentation to City Council; and,
  - (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- B. That the amending By-law not be forwarded for passage by City Council until such time as the applicant has applied for and received approval of an amended Site Plan for the parking area.

3. That Zoning Application 91-80, V. Baotic, Lessee, requesting a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations to permit a billiard hall in the basement of the existing commercial plaza located at 314 to 318 Queenston Road, as shown on the attached map marked as Appendix "C" be denied for the following reasons:
  - (a) It conflicts with the intent of the Official Plan and represents an over-intensification of use, in that adequate parking cannot be provided. Approval of the application could lead to nuisances associated with on-street parking in the surrounding residential area.
  - (b) It conflicts with the intent of By-law 78-184 which specifically excludes, among other uses, billiard rooms, penny arcades, public halls, etc. from the "H" District due to nuisance factors and spill-over effects associated with such uses (e.g. noise, parking, headlight glare, etc.) on adjoining residential areas.
  - (c) It is an incompatible land use with the adjoining single-family dwellings to the south. Further, the subject lands are in close proximity to three schools with the closest being one block to the south.
  - (d) Approval of the application would encourage other similar applications which, if approved, would undermine the intent of the Zoning By-law.
  - (e) It conflicts with Council adopted policy, in that a similar application (ZA-90-10) to permit a public hall (banquet hall), penny arcade and a billiard hall on the subject lands, as well as another similar application (ZA-91-11) to permit a billiard room on lands located at 324 Queenston Road were denied.
4. That approval be given to Site Plan Control Application DA-91-71 to amend DA-85-11 by Dundurn Inn Ltd., owners, of lands known as 149 Dundurn Street North to include a pylon sign and site modifications subject to the following:
  - (a) modification to the plan in relation to notes, and dimensions as marked in red on the plan; and
  - (b) approval by the Committee of Adjustment to permit a manoeuvring space aisle width of 5.5 m minimum, along the west wall of the building, instead of the required 6.0 m minimum.

5. That the Building Commissioner be authorized to issue a demolition permit for 65 Oak Avenue.
6. That the Building Commissioner be authorized to issue a demolition permit for 216 Welbourne Drive.
7. That the Building Commissioner be authorized to issue a demolition permit for 845 Rymal Road East.
8. That the Building Commissioner be authorized to issue a demolition permit for 837 Rymal Road East.
9.
  - (a) That the 1992 operating Budget of the Barton General B.I.A. be approved in the amount of five thousand dollars (\$5,000.); and,
  - (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 217, the Municipal Act, R.S.O. 1988 to levy the 1992 Budget as referenced above; and
  - (c) That the Schedule of Payments for 1992 be as follows:  

March	\$2,500.
August	\$2,500.

**NOTE: Levy Arrears will be deducted from the last payment for 1992.**

10.
  - (a) That Schedule "A" of By-law Number 87-308, appointing the Ward Three Aldermen to the Barton General B.I.A. Board of Management, be repealed and the current Alderman's names be substituted: Alderman Drury and Alderman Morelli; and,

- (b) That Schedule "B" of By-Law No. 87-308, as amended, appointing the Barton General B.I.A. Board of Management, be repealed and the following names substituted:

Fabio Chiappetta	Your Bakery
Marko Tollis	Riveria Banquet Centre
Nazir Hanhan	CanAm Mortgage
Paul Hamburg	Creations Pastry Shop
Keith Cody	Cody's Wallcoverings
Rob Brooker	Gas Tank King
Joe Zidanic	Century Restoration
John Hilger	Ways to Wisdom
Peter Chant	Balloons and More
Ann Coward	Angelo's Plance
Roger Dimeo	Dimeo Real Estate
Ron Stewart	Bank of Montreal
Sonya Hanhan	Sonya's Travel
John Stassis	Dr. Carburetor

- (c) That the City Solicitor be authorized and directed to amend Schedule "B" of By-Law No. 87-308 pursuant to (a) above.

11. (a) That the 1992 operating Budget of the Main Street West Esplanade B.I.A. be approved in the amount of four thousand dollars (\$4,000.); and,
- (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 217 of the Municipal Act, R.S.O. 1991 to levy the 1992 Budget as referenced in (a) above; and,
- (c) That the Schedule of Payments for 1992 be as follows:

March	\$2,000.
August	\$2,000.

**NOTE: Levy Arrears will be deducted from the last payment for 1992.**

12. That the following names be appointed to the Main Street West Esplanade B.I.A Board of Management:

Maria Farrugia	Calla Decor and Design
Joyce Morrison	The Royal Bank of Canada
Alice Perniac	Lorne Haverty Ltd.
Morley Barnard	Barnard Speziale Design Associates Inc.
Alderman T. Cooke	Ward One
Alderman M. Kiss	Ward One

13. (a) That the 1992 operating budget of the Westdale Village B.I.A. (attached as Schedule "A" be approved in the amount of twenty-five thousand dollars (\$25,000.); and,
- (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 217 of the Municipal Act, R.S.O. 1991, to levy the 1992 Budget as reference (a) above; and
- (c) That the Schedule of Payments for 1992 be as follows:

March	\$12,500.
August	\$12,500.

**NOTE: Levy Arrears will be deducted from the last payment for 1992.**

14. (a) That Schedule "B" of By-law 86-098, appointing Westdale Village B.I.A. Board of Management be repealed and the following names be substituted:

Albert Snow	Albert Snow Design
Cathy Young	Westdale Food Shoppe
Pat Hubbard	Copies Plus
Janet McDonald	C.I.B.C.
Reg Lahie	Jack Carruth Shoes
Cynthia Dika	The Colour Studio
John Sonke	Westdale Hardware
John Mouskas	New Village Restaurant
Adam Yoo	Grandma Lees
Gene Ditner	Cottage Florist

- (b) That the City Solicitor be authorized and directed to amend Schedule "B" of By-Law No. 86-098 pursuant to (a) above.

15. That leave be granted to introduce the following Bills:

- (a) Bill C-20 A By-law to designate portions of the north end east and west neighbourhoods as a community improvement project area
- (b) Bill C-21 A By-law to adopt Official Plan Amendment No. 105 respecting land located at 121 Augusta Street, within the Corktown Neighbourhood
- (c) Bill C-22 A By-law to amend By-law No. 86-99 as amended by By-law No. 88-144 respecting members of the Board of Management of the Ottawa Street North Business Improvement Area
- (d) Bill C-23 A By-law to amend By-law No. 86-212 as amended by By-law No. 87-229 respecting members of the Board of management of The International Village Business Improvement Area generally covering both sides of King Street East between Mary Street and Wellington Street
- (e) Bill C-24 A By-law to amend By-law No. 86-73 as amended by By-law No. 87-148 respecting members of the Board of Management of the Business Improvement Area generally bounded by King William Street, Mary Street, Main Street East and James Street North
- (f) Bill C-25 A By-law to amend Zoning By-law No. 6593 respecting land located at 623 Upper James Street
- (g) Bill C-26 A By-law to amend Zoning By-law No. 6593 respecting land located at 100 Confederation Drive
- (h) Bill C-27 A By-law to amend Zoning By-law No. 6593 respecting lands located on the west side of Cootes Drive north of Main Street West

- (i) Bill C-28 A By-law to establish site plan control respecting lands located on the west side of Cootes Drive north of Main Street West

16. That Zoning Application 91-71, Ernie and Tom Schoenholz, owners, requesting a modification to the established "C" (Urban Protected Residential, etc.) District, to permit the subdivision of lands municipally known as No. 719 Knox Avenue into eight (8) small lot single-family building lots, having common access to Knox Avenue, as shown on the attached map marked as Appendix "D", be denied for the following reasons:

(a) the proposal conflicts with the intent of the Official Plan, in that:

- (i) it would not be in keeping with the established character and development pattern of the area;
- (ii) the proposed density of development does not provide for sufficient spacing to maintain privacy, amenity and value; and,
- (iii) it represents an over intensification of use and would be incompatible with surrounding development;

(b) approval of the application would encourage other similar applications which, if approved, would undermine the intent of the Official Plan and Zoning By-law, and alter the character of the neighbourhood.

**ADDED AND CARRIED.**

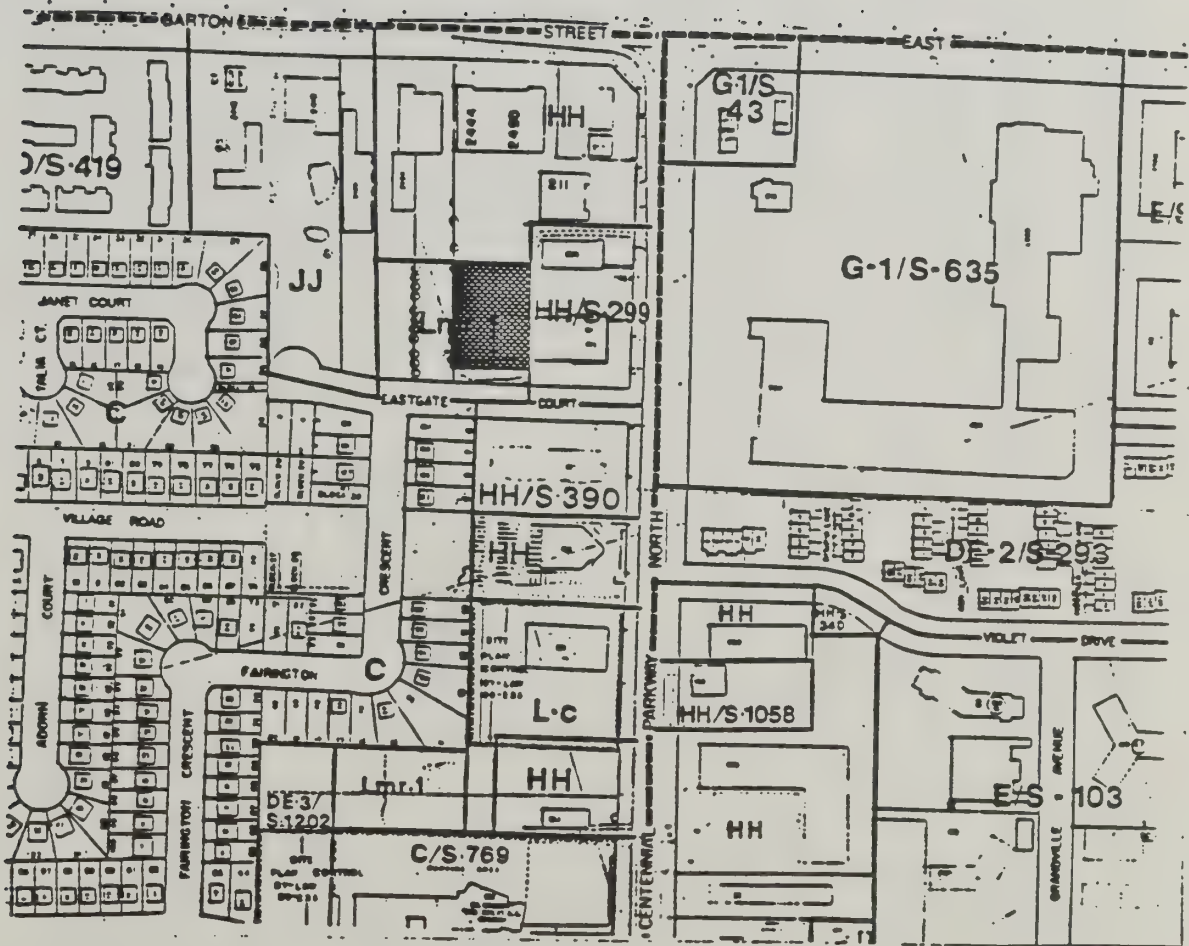
Respectfully submitted,

**ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE**

Tina Agnello  
Secretary  
1992 February 11

1992 February 11

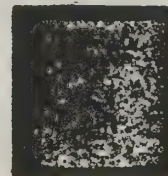
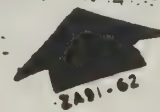
Appendix "A" as referred to  
in Section 1 of the THIRD  
Report of the Planning and  
Development Committee  
for 1992



Legend

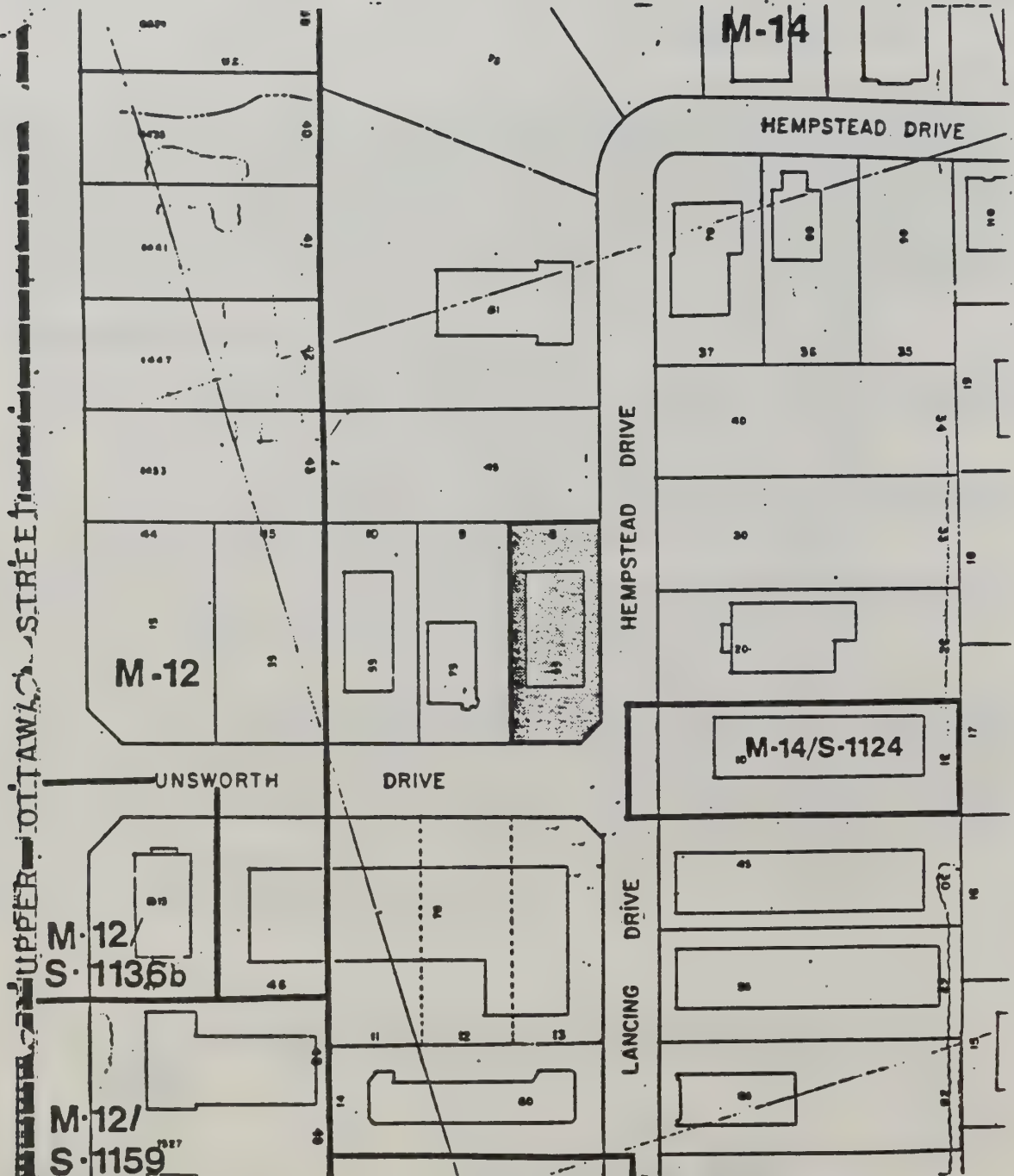


Site of the Application



1992 February 11

Appendix "B" as referred to  
in Section 2.3 of the THIRD  
Report of the Planning and  
Development Committee  
for 1992




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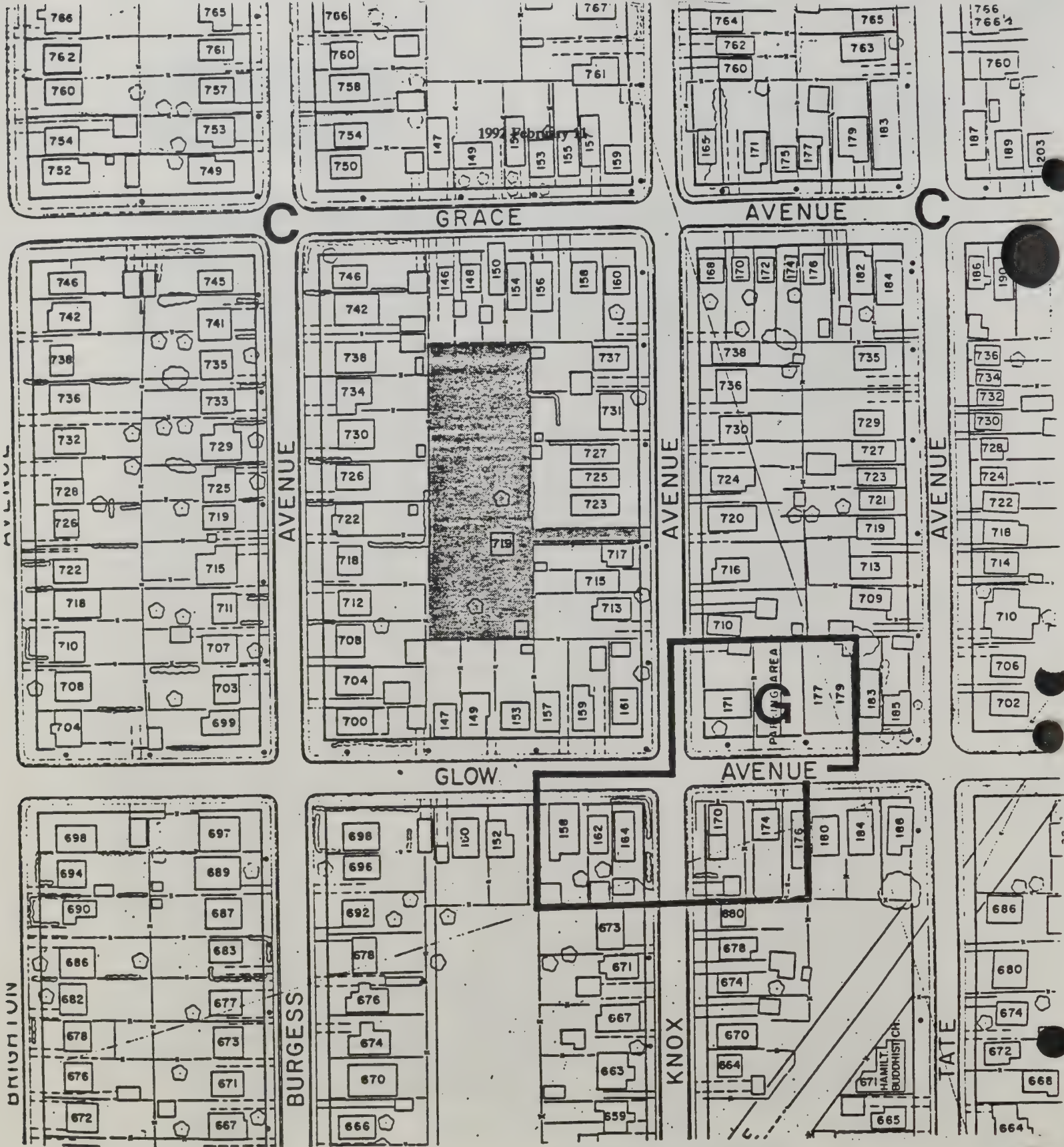


Site of the Application

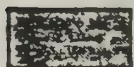


**Appendix "C" as referred to  
in Section 3 of the THIRD  
Report of the Planning and  
Development Committee  
for 1992**





Legend



Site of the Application

## **REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FIFTH** Report for 1992 and respectfully recommends:

1. That a purchase order be issued to King Equipment, Woodstock, in the amount of \$132,486.04, for the replacement of one (1) 26,000 lb. chassis with aerial device, Unit #9001, for Fleet Services, being the lowest acceptable of nine (9) tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Reserve for Replacement of Mobile Equipment Account No. CH5X503 00101.
- 2.(a) That permission be granted to the Estonian Society of Hamilton to fly the Estonian flag at City Hall from 1992 February 19 - 25 in honour of the 74th Anniversary of the Independence of Estonia.  
  
(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
3. That permission be granted to the Congress of Black Women of Canada in association with the Ontario Ministry of Citizenship, Policy Services Branch, to use City Hall meeting rooms 264, 219 and 233 on Saturday, 1992 March 07 from 8:00 a.m. - 5:00 p.m. for workshops entitled "Wife Assault Prevention Training Programmes."
- 4.(a) That approval be given to the action taken by the Finance and Administration Committee in granting permission to the Black History Committee to use the east and west foyer of the City Hall second floor from 1992 February 1 - 14 for a Black History Display.

- (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
- 5.(a) That permission be granted to the Hamilton Lithuanian Canadian Community to fly the Lithuanian flag at City Hall on Sunday, 1992 February 16 in commemoration of the anniversary of the original Declaration of Independence of 1918 February 16 in Lithuania.
- (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
- 6. That permission be granted to the Hamilton Aids Network for Dialogue and Support (HANDS) to use the Council Chambers on Saturday and Sunday, 1992 April 11 and 12 to host the Ontario Aids Network Quarterly Conference.
- 7. That City Council consent to the use of the name "Hamilton" in the proposed incorporation of "Council on Suicide Prevention (Hamilton & District) Inc."
- 8.(a) That the Hamilton Fire Department-Fire Prevention Service Fee Schedule, attached hereto as Appendix "A", be approved.
- (b) That this fee schedule be increased annually for the rate of inflation.
- 9. That the outstanding business taxes in the amount of \$196,109.80, as outlined in a report of the Acting Treasurer dated 1992 January 21, copies of which have been previously distributed to all members of City Council, be written-off in accordance with Section 495 of The Municipal Act, R.S.O., 1980, and charged to Account 53401-24106, Tax Write-Offs.

10. That, as referred to in Section 12 of the Third Report of the Transport and Environment Committee for 1992, the additional amount of \$2,536,000. for 1992 Road and Sidewalk Reconstruction Programme to a total amount of \$5,500,000. which includes 1992 Streetlighting Construction Programme of \$203,000. out of the proposed \$8,120,000. budget, be financed from the 1992 Capital Levy having regard to the expected MTO subsidy in the amount of \$1,760,000.
  
11. That, as referred to in Section 1 of the Third Report of the Transport and Environment Committee for 1992:
  - (a) The revised City's share of "Gagliano Gardens Addition" subdivision in the amount of \$134,250. be financed from the Reserve for City's Share of Services Through Unsubdivided Lands;
  - (b) The City's share of the "The Gardens of Rymal - Phase 2" subdivision in the amount of \$410,110.80 be financed from the Reserve for City's Share of Services Through Unsubdivided Lands.
  
12. That, as referred to in Section 4 of the Third Report of the Parks and Recreation Committee for 1992, the estimated cost of \$32,900. for facility alterations to the Mountain Skating Centre to permit the operation of concessions at this location, be charged to the Mountain Arena Twinning Project, Centre No. CF 709041011.
  
13. That, as referred to in Section 3 of the Third Report of the Parks and Recreation Committee for 1992, the Neighbourhood parks acquisition cost in the amount of \$189,662.78 be financed from the Reserve for Park Lands Account Centre CH 00201 as follows:

Crown Point West	\$81,682.21
Corktown	2,333.52
Stinson	90,834.42
Keith	<u>14,812.63</u>
	<u>\$189,662.78</u>

- 14.(a) That the Community Renewal Section of the Public Works Department be authorized to make application to the Federal Government, Canadian Job Strategies Department, for funds under the Job Development Grant and Section 25 Programme totalling approximately one hundred and fifty-five thousand dollars (\$155,000.) to hire temporary full-time staff for placement in the offices of all the Business Improvement Areas (B.I.A.'s) to foster a partnership amongst the B.I.A.'s and the City of Hamilton, also to assist the B.I.A.s' Boards of Management in delivery of services;
  - (b) That the Mayor and City Clerk be authorized to sign the Federal/Municipal Agreement for the purpose of implementing the Job Development Grant Section 25 Programme;
  - (c) That the Acting Treasurer be authorized to execute the financial administration of the Job Development Grant Section 25 Programme; and,
  - (d) That the City Solicitor be authorized to execute the agreement referred to in (b) above.
- 
- 15.(a) That authorization be given to the Director of Property to undertake physical improvements to the Aldermen's Offices, which include painting and decorating, and the purchase of the equipment and furnishing requested by Aldermen (workstations, chairs, filing cabinets, shelving) at an estimated cost of \$8,500.
  - (b) That the cost of the improvements to Aldermen's Offices be charged to Account No. CF 319041002 - Accommodation Requirements - City Hall.
- 
- 16.(a) That the Agreement with Carmen's Catering Ltd. for the provision of Cafeteria/Food Services on the 8th floor level of Hamilton City Hall commence on their first day of opening of business, which at this time is projected to be Monday, 1992 April 20, rather than the original date of 1992 April 06, as recited in Section 39 of the 2nd Report of the Finance and Administration Committee adopted by Council 1992 January 14.

- (b) That the rent to be paid by Carmen's Catering Ltd. to the City while they are temporarily operating a reduced level food service from the basement level of City Hall, be in a sum which is represented by 10% of the gross sales generating during the temporary operation.
- 17.(a) In that infill development creating 10 or less residential dwelling units, through conversion or construction on an existing previously developed lot, imposes no additional demand for services, no development charge shall be applied under the City of Hamilton Development Charges By-law 90-74.
- (b) That the above policy be forwarded to the Region of Hamilton-Wentworth for consideration in order to harmonize the application of the City and Regional Development Charges By-law.
- (c) That, in light of the present economic difficulties, the fees applicable in the Development Charges By-law 90-74 be referred to a staff committee consisting of representatives of the following Departments:

Law Department  
City Treasury Department  
Public Works Department  
Traffic Department  
Culture & Recreation Department

Planning & Development Department  
Fire Department  
Building Department  
Acting Chief Administration Officer

and chaired by the Building Commissioner to be reviewed and report back to the Finance and Administration Committee.

- 18.(a) That the following 1991 Grant base funds be transferred to the Special Events component of the Department of Culture and Recreation budget for implementation in 1992 on the basis that recreational staff have a direct operational involvement in the groups activities:

Around the Bay Road Race	\$ 5,000.
Folk Arts Heritage Festival	25,000.
Santa Claus Parade	18,400.
Catholic Youth Organization	12,810.
First Place (Seniors)	<u>6,500</u>
	<u>\$67,710.</u>

- (b) That the Grants total budget be reduced by \$67,710. to \$532,290. for 1992.
19. That Mr. Robert Sugden's contract as Director of Culture and Recreation be renewed for a five-year period commencing 1992 May 10, under the terms and conditions as set out in the employment contract.
- 20.(a) That the City of Hamilton accept the Plaintiff's Offer to Settle dated 1992 January 08 in Ontario Court (General Division) Action No. 10170/88 (damages with interest total \$14,749.50, exclusive of costs).
- (b) That the Law Department be instructed to exercise the right provided in the Offer to Settle to have the legal costs assessed.
- (c) That City of Hamilton offer to resolve the issue of legal costs by fixing the Plaintiff's costs in the amount of \$2,400. for legal fees and \$844.77 in disbursements for a total of \$3,244.67.
- 21.(a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 11030/88 by the payment to the Plaintiffs Antonia and Frank Pelaio of the sum of \$3,000. inclusive of all damages, interest and costs.
- (b) That the Plaintiffs be required to sign a Full and Final Release in a form satisfactory to the Law Department.

(c) That Ontario Court (General Division) Action No. 11030/88 and any and all cross-claims shall be dismissed without costs.

22. That, in the event of a confirmation of the assessment findings of the Lax Brothers' legal costs on 1992 January 21, Counsel, Ian Binnie, McCarthy-Tetrault, be instructed to file a Notice of Appeal pursuant to s.103(4)b of the Courts of Justice Act, 1984.
23. That Mayor Robert Morrow be formally empowered to meet with The Hamilton Harbour Commissioners on behalf of City Council and make a request for The Hamilton Harbour Commissioners to release water lots 1, 2 and 3 in the West Harbour to the City of Hamilton for recreation purposes.
24. For the information of the Members of City Council, the Finance and Administration Committee, on the recommendation of the Taxi Advisory Committee, has approved that the membership composition of the Taxi Advisory Committee be amended by deleting the following three categories:

Taxi Owners Organization representative (1)  
Cab Driver/Lessee (1)  
Taxi Owner representative (1)

and replacing them with:

Taxi Industry Professionals (3) (who equitably represent the Taxi Industry in Hamilton, and may be drivers, lessees, owners, or representatives of the taxi organization).

25. That leave be granted to introduce the following Bills:

- (a) Bill H-11 A By-law to Amend Various Licensing By-laws Respecting Fines.
  - (b) Bill H-12 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.
  - (c) Bill H-13 A By-law to Appoint an Acting Clerk.
- ADDED AND CARRIED.**

26. That Alderman Eisenberger be appointed as the City's additional member to the Single Tier Bureaucracy Review Steering Committee. **ADDED AND CARRIED.**

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary  
1992 February 6

*Appendix "A" referred to  
in Section 8(a) of the  
FIFTH Report of the Finance  
and Administration Committee  
for 1992.*

HAMILTON FIRE DEPARTMENT

FIRE PREVENTION SERVICE FEE SCHEDULE

		<u>PRESENT</u>	<u>PROPOSED</u>	<u>INCREASE</u>
1) Copies of fire response reports		\$15.00	\$16.00	6.67%
	G.S.T.	1.05	1.12	
		<u>\$16.05</u>	<u>\$17.12</u>	
2) Written confirmation as to whether or not there are any outstanding orders against property (G.S.T. Not applicable)		<u>\$25.00</u>	<u>\$26.00</u>	4.00%
3) Inspection of property in relation to a proposed purchase or for licence purposes other than municipal licences				
a) Private home day care facilities		\$30.00	\$31.50	5.00%
	G.S.T.	2.10	2.21	
		<u>\$32.10</u>	<u>\$33.71</u>	
b) 1 and 2 family dwelling		\$30.00	\$31.50	5.00%
	G.S.T.	2.10	2.21	
		<u>\$32.10</u>	<u>\$33.71</u>	
c) other occupancies to and including four stories above grade including L.L.B.O. licence requests		\$60.00	\$63.00	5.00%
		4.20	4.41	
	G.S.T.	<u>\$64.20</u>	<u>\$67.41</u>	
d) other occupancies greater than four stories and specialized occupancies ie. shopping malls and industrial complexes will be charged at a rate commensurate with area and/or inspection time involved		\$100.00 - \$300.00	\$100.00 - \$500.00	66.67%
	G.S.T.	7.00 21.00	7.00 35.00	Top End
		<u>\$107.00 - \$321.00</u>	<u>\$107.00 - \$535.00</u>	Only

All of the above fees stated in 3 c) and d) DO NOT include the testing of life support systems which are the responsibility of the owner in accordance with the Ontario Fire Code.



1992 February 25

Hamilton City Council  
1992 February 25  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met.

Present: Acting Mayor D. Drury,

Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino,  
Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Absent: Mayor R. M. Morrow, civic business

Reverend Tony Ouwehand, Zion United Church led the Council in prayer.

\* \* \* \* \*

Acting Mayor D. Drury proclaimed the following:

"Cable Television Volunteers Week, 1992 February 23 to 1992 February 29"

"Red Cross Month for the month of March, 1992"

\* \* \* \* \*

The minutes of the meeting held 1992 February 11 were taken as read and approved.

\* \* \* \* \*

Correspondence:

1. Resolution dated 1992 February 10 from the City of Windsor respecting the continued use of train whistles at fully protected crossings.

**Referred to the Transport and Environment Committee.**

2. Resolution dated 1992 February 10 from the Regional Municipality of Niagara respecting Proposed Reform of The Ontario Labour Relations Act.

**Referred to the Finance and Administration Committee.**

3. Resolution dated 1992 February 10 from the Corporation of the City of Oshawa respecting General Motors.

**Referred to the Finance and Administration Committee.**

4. Resolution dated 1992 February 5 from the City of Cornwall respecting Pay Equity Program and Arbitration Awards.

**Referred to the Finance and Administration Committee.**

5. Resolution dated 1992 February 3 from the Township of Colchester North respecting the abandonment of all new social initiative programs, new commissions, new agencies and proposed legislation for the Province of Ontario until such time as the Province recovers from the present economic situation.

**Referred to the Finance and Administration Committee**

6. Letter dated 1992 February 18 from Mr. Andy Robertson, 240 Bendamere Avenue, Hamilton respecting the Hamilton Minor Hockey Association.

**Referred to the Parks and Recreation Committee.**

7. Letter dated 1992 February 12 from Government Finance Officers Association notifying the City of Hamilton that it has received the Distinguished Budget Presentation Award.

**Received.**

8. Letter dated 1992 February 14 from 800064 Ontario Inc. respecting the removal of the "H" Holding provision from the "C" (Urban Protected Residential, etc.) District, "C" (Urban Protected Residential etc.) modified, District, "R-4" (Small Lot Single-Family Residential) District and "RT-20" (Townhouse-Maisonette) District for lands located at No. 480 Rymal Road West, Ontario.

**Received.**

9. Letter dated 1992 February 18 from James and Felicia Capuccinello Iraci, 50 Christopher Drive, Hamilton, Ontario respecting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 50 Christopher Drive, Hamilton, Ontario.

**Received.**

10. Letter dated 1992 February 18 from Lyle Hostein and Lorna Hostein, 595 Rymal Road West, Ancaster, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 595 Rymal Road West, Hamilton, Ontario

**Received.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that the reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, His Worship Mayor Morrow, the Finance and Administration Committee, and the Nominating Committee be now considered in Committee of the Whole.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**PARKS AND RECREATION COMMITTEE - FIFTH REPORT**

**PLANNING AND DEVELOPMENT COMMITTEE - FOURTH REPORT**

Section 16 Re: Zoning Application 91-74 - Sylvia Tofano, 809 Main St. E.

Recorded Vote.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Acting Mayor Drury, -1.

**CARRIED.**

\* \* \* \* \*

Section 18 Re: Zoning Application 91-84, Vittorio Ciardulo - 66 Alderson Avenue

Alderman D'Amico declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman D'Amico owns property in the area.

\* \* \* \* \*

Section 19 Re: Zoning Application - 52 Heather Road

It was moved by Alderman Agostino and seconded by Alderman Eisenberger that Section 19 of the Fourth Report of the Planning and Development Committee be deleted and the following substituted in lieu thereof:

- 19 (a) That approval be given to Zoning Application No. 91-52, Elio Borchetta, owner for a modification to the established "B-1" (Suburban Agricultural and Residential, etc.) District, to permit the established two-family dwelling for property located at 52 Heather Road subject to conditions in the Planning and Development Department staff report.
- (b) That the request to permit a barber shop as a home occupation use for property located at 52 Heather Road be denied. **CARRIED.**

\* \* \* \* \*

Recorded vote on Section 19 (a)

YEAS: Acting Mayor Drury, Aldermen Cooke, Agro, McCulloch, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, D'Amico, Ross. -12.

NAYS: Aldermen Kiss, Copps, Merling, Anderson. -4. **CARRIED.**

\* \* \* \* \*

Section 20 Re: Ontario Municipal Board, Committee of Adjustment - Staff attendance

It was moved by Alderman Eisenberger and seconded by Alderman Agostino that Section 20 of the Fourth Report of the Planning and Development Committee be deleted and the following substituted in lieu thereof:

20. That the appropriate staff be directed to represent the City of Hamilton in support of the committee decision at the scheduled Ontario Municipal Board Hearings for the following applications regarding residential conversions which were denied by the Committee of Adjustment:

A-90-306 52 Burris Street  
A-90-319 621 King Street East  
A-90-374 154 Hess Street South  
A-91-109 148 Holton Avenue South

**CARRIED.**

\* \* \* \* \*

**LICENSING REPORT - FOURTH REPORT**

**HIS WORSHIP MAYOR ROBERT M. MORROW - FIRST REPORT**

Section 2 Re: Membership - Mayors Race Relations Advisory Council

It was moved by Alderman D'Amico and seconded by Alderman Kiss that Section 2 of the Report of His Worship Mayor Robert M. Morrow be amended by adding the name Regina Bagdonas-Chiarelli in lieu of the words "(1) To Be Determined" at the end of the list.

**CARRIED.**

**FINANCE AND ADMINISTRATION COMMITTEE - SIXTH REPORT**

Section 12 Re: Submission from Local 42 of the Communications and Electrical Workers of Canada re: Affordable Telephone Service

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Copps -1.

**CARRIED.**

\* \* \* \* \*

Section 13 Re: Theatre Terra Nova - Mortgage payment

It was moved by Alderman Anderson and seconded by Alderman Charters that section 13 of the Sixth Report of the Finance and Administration Committee be referred back.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Agostino -1.

**CARRIED.**

\* \* \* \* \*

Section 15 Re: Sale of break open tickets

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Charters, -1.

**CARRIED.**

\* \* \* \* \*

Section 16 Re: Funding - International Great Lakes St. Lawrence Mayors Conference

Recorded vote.

YEAS: Aldermen Cooke, Wilson, Agostino, Anderson, Ross. -5.

NAYS: Acting Mayor Drury, Aldermen Kiss, McCulloch, Morelli, Copps, Eisenberger, Charters, Jackson, D'Amico. -9.

**LOST.**

\* \* \* \* \*

Section 18 Re: Supply of Natural Gas

Alderman Charters declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Charters' wife is employed by Union Gas.

\* \* \* \* \*

Section 21 Re: Tivoli Foundation - loan guarantee (to not support)

Recorded vote:

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -12.

NAYS: Aldermen Agro, McCulloch, 2.

**CARRIED.**

\* \* \* \* \*

Section 23 Re: Citizen Appointments

It was moved by Alderman Ross and seconded by D'Amico that section 23 of the Sixth Report of the Finance and Administration Committee be deleted and the subsequent resolutions in the report be renumbered accordingly. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Jackson that Rule No. 8 of the Rules of Order be suspended for this meeting of City Council in order permit consideration of a motion respecting the extension of the appointment of Mr. J. Pavelka as Acting Chief Administrative Officer to April 30, 1992.

**CARRIED.**

It was moved by Alderman Ross and seconded by Alderman Jackson that the following be added to the Sixth Report of the Finance and Administration Committee as section 25:

25. That the appointment of Mr. Joe Pavelka as Acting Chief Administrative Officer be extended to April 30, 1992. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that Alderman G. Copps be appointed Acting Mayor for the month of March, 1992. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that the Report of the Committee of the Whole on the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, His Worship Mayor Robert M. Morrow, the Finance and Administration Committee, the Nominating Committee and resolutions, be adopted.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. - 14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that the following Bills be now read a first time:

H-14, H-15.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. - 14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

H-14, H-15.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. - 14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

Consideration of the Bills (second reading).

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that the Report of the Committee of the Whole on the following Bills, be adopted. -

H-14, H-15.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

H-14, H-15.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Jackson, Charters, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 8:30 o'clock p.m.

\* \* \* \* \*

J. J. Schatz, City Clerk

1992 February 25

## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FOURTH** Report for 1992 and respectfully recommends:

1.     (a) That emergency repairs to the exterior concrete structure covering the basement portion of the 1913 Building at the Museum of Steam and Technology be approved for an amount not to exceed \$20,000.00.  
  
       (b) That the Finance and Administration Committee be requested to recommend the method of financing.
2.     That approval be given to the Hamilton Military Museum to celebrate the 125th anniversary of Confederation by staging a performance of the Hamilton Militia District Tattoo in Dundurn Park on 1992 July 1.
3.     That the Department of Culture and Recreation be authorized to confirm the hosting of the 1994 Children's International Games and send representation to the March meetings being hosted by the International Olympic Committee.
4.     (a) That an Offer to Purchase (Easement) Agreement attached hereto as Appendix "A" executed by Regional Officials on 1992 February 10 and scheduled for closing on or before 1992 April 27 for the purchase of an Easement from the City of Hamilton for the construction and maintenance of a Storm Water Management Facility on City lands north of Strachan Street West, west of Bay Street North, shown as Parts 3, 7, 8, 10, 12, 16, 17, 18, 19, 22 and 23 on Plan RC-H-346 Surveys, containing 4.27 acres (1.732 hectares), be approved and completed and the sale price of \$418,000.00 be credited to Account No. CF5200 419254001 (Harbourfront Park Remediation).

(b) That the Offer to Purchase be subject to and include the following conditions:

- i. The Region will rehabilitate and enhance the site in accordance with the landscaping plan prepared by the Public Works Department at the sole cost of the Region as a component of the facility development.
- ii. The structure to be constructed on this site will be suitable to support the number of parking spaces shown on the landscaping plan prepared by the Public Works Department.
- iii. The Region will restore the existing pumping station shown on Part 16 of the plan to aesthetically complement the surrounding area to the satisfaction of the Director of Public Works.
- iv. Public and vehicular access to the Macassa Bay Yacht Club will be maintained at all times.
- v. The facility will be buried.
- vi. The facility will be maintained to eliminate any aroma at all times.
- vii. The Region will proceed to an open-house meeting to receive public input and report back to the Parks and Recreation Committee.
- viii. The granting of this easement over Parts 3, 7, 8 and 10 on Plan RC-H-346 Surveys is conditional upon the passing of a by-law to stop up and close Simcoe Street, shown as Parts 3 to 11 inclusive on Plan RC-H-346 Surveys and to authorize the sale of an easement over Parts 3 to 11 inclusive.
- ix. The overflow outlet is to be directed through Parts 22 and 23 into the channel between the former Lax property and the C.N.R. lands from the said Storm Water Management Facility.

- x. The Purchaser will satisfy itself on or before 1992 March 16 that the physical attributes of the lands (including, without limitation, soil and building conditions, drainage, the presence of hazardous materials and environmental concerns) are satisfactory to it.
  - xi. The Purchaser agrees to repair promptly any damage caused by soil tests and assumes all risk, costs, liability and expense, directly resulting from the said soil tests.
  - xii. The Purchaser agrees that the said terms shall not merge on closing but continue in full force and effect to the benefit of the Vendor.
  - xiii. The Purchaser covenants to use its reasonable efforts to satisfy these conditions in a diligent manner and Vendor covenants and agrees to cooperate fully in that regard, including without limitation, to permit the Purchaser access to the lands to make soil tests and to permit free and unrestricted inspection or inspections of the lands and to provide such material and information in the possession of the Vendor relating the lands (and such further assurances as the Purchaser may reasonably require).
  - xiv. If the Purchaser determines in its sole discretion that any of these conditions cannot be satisfied and the Purchaser is not willing to waive such conditions, then the Purchaser may terminate this Agreement by delivering on or before 1992 April 21, written notice to the Vendor and the Purchaser shall not be liable for any damages or costs and the Vendor shall return the Purchaser's deposit in full.
- (c) That an Authority to Enter Agreement executed by Regional Officials on 1992 February 10 for the purpose of receiving immediate possession of the property to commence construction, be approved and completed.
  - (d) That the Senior Director of Roads be authorized to proceed with the necessary steps to close that portion of Simcoe Street West, shown as Parts 3 to 11 inclusive on Plan RC-H-346 Surveys.
  - (e) That the Senior Director of Roads be authorized to proceed with the necessary steps to establish Parts 1, 5, 14, 20, 21 and 25 on Plan RC-H-346 Surveys as a public highway.

- (f) That Section 8 (b) of the TWENTIETH Report of the Parks and Recreation Committee, approved by City Council on 1991 October 29, be rescinded.
  - (g) That the Director of Property be authorized to negotiate the discharge of right-of-ways shown as Parts 18, 19, 23 and 24 on Plan RC-H-346 Surveys from C.N.R., after the establishment of Parts 1, 5, 14, 20, 21 and 25 on Plan RC-H-346 as a public highway.
  - (h) That the Mayor and City Clerk be authorized to execute the necessary document.
5. That the 1992 Capital Budget Submission "Harbourfront Park Remedial Action" be reduced from \$2,235,340.00 to \$1,600,000.00 subject to:
- (a) all interest revenues accrued upon the provincial funding grant of \$7.5 million for the remediation of the Harbourfront Park being credited to Account No. CF5200 419254001 Harbourfront Park Remediation; and
  - (b) the \$418,000.00 in revenue from the sale of the easement by the City to the Region for the construction of the Storm Water Management Facility on the lands north of Strachan Street West, west of Bay Street North, being credited to Account No. CF5200 419254001 Harbourfront Park Remediation.
6. (a) That a legal agreement satisfactory to the City Solicitor be entered into between the City of Hamilton and the Federal Department of Fisheries and Oceans such that the City will undertake fish habitat restoration in the littoral zone of the shorelines of Pier 4 and Harbourfront Parks and the Federal Department of Fisheries and Oceans will contribute \$90,000.00 from the Great Lakes Clean-up Fund, towards the habitat restoration.
- (b) That the Treasury Department establish an account to which the Federal Department of Fisheries and Oceans funds will be deposited.
  - (c) That the Mayor and the City Clerk execute the contract on behalf of the City.
  - (d) That the City of Hamilton endorse the Fish and Wildlife Restoration Project as a desirable component of the rehabilitation of Hamilton Harbour.

7. That with respect to the non-residential land expropriated by Expropriation Plan 95902 registered 1991 September 6, for park purposes pursuant to Expropriation By-law No. 91-155 enacted on 1991 August 28, the City Clerk is authorized and directed to:

- (a) Sign and serve Notice in accordance with Section 39 of the Expropriations Act, R.S.O. 1990, C.E-26, that possession of the expropriated land is required;
- (b) Sign and serve Offers of Compensation in accordance with Section 25 of the Expropriations Act for the expropriated land as follows:

\$98,000.00	Former Owners	- Samuel J. Sable and Nathan Lieberman
	Encumbrancer	- The Canadian Bank of Commerce
	Registered Lessee	- Montex Apparel Industries Limited
	Encumbrancer	- The Royal Trust Company

8. For the information of the Members of City Council, the Parks and Recreation Committee at its meeting held 1992 February 18 made the following appointments to the Sub-Committees under its jurisdiction:

(a) Arts Advisory Sub-Committee

- i. Mayor Robert M. Morrow to fill the existing Council vacancy on the Arts Advisory Sub-Committee.
- ii. The following citizens to serve on the Arts Advisory Sub-Committee for a term to expire 1994 November 30:

- Robert C. Challé
- Jessica Davenport
- Joe Gaul
- Glenn Mallory
- Janna Malseed
- Robert V. Mason
- Carmen Nemeth
- Dolores Prendergast
- Chuck Renaud
- Irene Sushko
- Vitek Wincza

(b) New Crystal Palace Sub-Committee

- i. The Mum Show Committee appointments to the New Crystal Palace Sub-Committee increase from 4 to 5 members.

1992 - 1994 Mum Show Committee Appointments:

- Ina McKee (Chairperson - Mum Show Committee)
- Eleanor Morrow
- Don Muir
- Ernie Seager
- Isabelle Smith

- ii. The following citizens to serve on the New Crystal Palace Sub-Committee for a term to expire 1994 November 30:

- Alan Bowler
- John Crawford
- David Gerrie
- Pat Greenaway
- Dave MacLennan
- Joan Renison

(c) Hamilton Historical Board

The following citizens to serve on the Hamilton Historical Board for a term to expire 1994 November 30:

- Margaret Anderson-Herrmann
- Gordon Birk
- Nadjia Ciuriak
- David Doherty
- Brad Gibb

1992 February 25

(d) Parks and Recreation Citizens' Advisory Sub-Committee

The following citizens to serve on the Parks and Recreation Citizens' Advisory Sub-Committee for a term to expire 1994 November 30:

- John Bellio
- John Byl
- Andrew Crawford
- Jim Galvin
- Frank Hickey
- John Kiriakopoulos
- Sergio Manchia
- Greg Peitchinis
- Joan Rapsavage
- Andy Skrypniak

**Respectfully Submitted,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

Kevin C. Christenson  
Secretary

1992 February 18

1992 February 25

*Appendix "A" as referred to in  
Section 4 of the FOURTH Report  
of the Parks and Recreation  
Committee for 1992*

**OFFER TO PURCHASE  
(EASEMENT)**

I/We **REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH**, of the City of Hamilton, in the  
Regional Municipality of Hamilton-Wentworth,  
hereinafter called the Purchaser,  
hereby agree to and with **THE CORPORATION OF THE CITY OF HAMILTON**,  
hereinafter called the Vendor,

to purchase an easement for the purpose of construction and maintenance of a Regional Storm Water Management Facility, which easement shall be all and singular that certain parcel or tract of land and premises situate in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and being composed of Part of Simcoe Street, Part of Blocks 33, 34 and 35, Registered Plan 127 and Part of Lot 16, Concession 1, formerly in the Geographic Township of Barton, now in the city of Hamilton, located north of Strachan Street West, west of Bay Street North, shown as Parts 3, 7, 8, 10, 12, 16, 17, 18, 19, 22 and 23 on Plan RC-H-346 Surveys containing 4.27 acres (1.732 hectares).

Forming part of this Offer to Purchase (Easement) are Schedule(s) A, B and C attached hereto.

The purchase price of Four Hundred and Eighteen Thousand DOLLARS (\$418,000.00) with interest as hereinafter provided, and subject to adjustments, is payable by certified cheque on the closing of this transaction.

Provided that this Offer to Purchase is subject to the following conditions:-

1. This Offer shall be irrevocable by the Purchaser and may be accepted by the Vendor up to but not after the 3rd day of March 1992, by a letter mailed or delivered to the Purchaser c/o Mr. R. Roszell, Commissioner of Legal Services, 1 James Street South, 8th Floor, Hamilton, Ontario L8P 4R5.
2. In the event that this Offer is not accepted, this offer and everything herein contained shall be null and void and no longer binding upon any of the parties hereto and the deposit shall be returned by the Vendor without interest and the Vendor shall not be liable for any damages or costs.
3. In the event of and upon the acceptance of this Offer, this Offer and the letter of acceptance shall be a binding contract of purchase and sale and shall be completed in accordance with the terms hereof.
4. The title is good and free from all encumbrance, except as to any registered restrictions or covenants.
5. The Purchaser is not to call for the production of any title deeds, abstract or evidence of title except such as are in the possession of the Vendor.
6. The Purchaser is to be allowed until the date of April 15, 1992 to examine the title at his own expense. If within that time any valid objection to title is made in writing to the Vendor, or its Solicitor, which the Vendor shall be unable or unwilling to remove and which the Purchaser will not waive, the contract arising out of the acceptance of this Offer shall, notwithstanding any intermediate acts or negotiations in respect of such objections, be null and void and all monies shall be returned by the Vendor without interest and it shall not be liable for any damages or costs. Save as to any valid objection so made within such time the Purchaser shall be conclusively deemed to have accepted the title of the Vendor to the real property.
7. This transaction shall be closed on or before the 27th day of April, 1992.
8. On the closing of this transaction, the Vendor will convey the said easement to the Purchaser by a good and sufficient grant thereof, free and clear of all encumbrances, except as to any registered restrictions or covenants, and shall deliver vacant possession of the said easement to the Purchaser.

1992 February 25

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9. This agreement and its acceptance is to be read with all changes of gender or number required by the context.
10. In the event of failure of the Purchaser to complete this transaction by the date set out in paragraph 7 hereof, the deposit shall be forfeited to the Vendor as liquidated damages, in addition to any other right or remedy to which the Vendor may be entitled hereunder.
11. Any tender of documents or money may be made upon the parties hereto or their solicitors or agents and shall be either by cash or certified cheque or in the case of payment by the Region's, by means of the Region's uncertified cheque.
12. It is understood and agreed that if the said land is within a redevelopment area, the closing of this transaction is conditional upon the approval of the Minister of Municipal Affairs and Housing under the Planning Act. It is also understood and agreed that if the said land is within an urban renewal area, the closing of this transaction is conditional upon the approval of Canada Mortgage and Housing Corporation.
13. It is understood and agreed that the Transferor shall reserve unto itself, its heirs, successors, and assigns the irrevocable right to grant such further and other easements as from time to time the Transferor sees fit.
14. The Vendor shall, after the full execution of this agreement, execute with the Purchaser the Authority to Enter in the form annexed hereto as Schedule "B".

Time shall be of the essence of this Agreement, which shall enure to the benefit of and be binding upon the Purchaser, his heirs, executors, administrators, successors and assigns, and shall enure to the benefit of and be binding upon the Vendor, its successors and assigns.

DATED at City of Hamilton this 10th day of February 1992.

SIGNED, SEALED AND DELIVERED

in the presence of

CR

THE CLERK  
BY COUNCIL

February 4/92  
ITEM 2575C  
YEAR/FILE 92-682  
[Signature]

THE REGIONAL MUNICIPALITY OF  
HAMILTON-WENTWORTH

)  
)  
) [Signature] (Seal)  
) CHAIRMAN

)  
) [Signature] (Seal)  
) REGIONAL CLERK

)  
) [Signature] (Seal)  
) COMMISSIONER OF FINANCE

THE CORPORATION OF THE  
CITY OF HAMILTON

)  
)  
) [Signature] (Seal)  
) MAYOR

)  
) [Signature] (Seal)  
) CITY CLERK

)  
) [Signature] (Seal)

(150-0.0 revised October, 1990)

Property

North of Strachan West  
west of Bay Street North

It is understood and agreed that:

1. the Region will rehabilitate and enhance the site in accordance with the landscaping plan attached hereto prepared by the Public Works Department at the sole cost of the Region as a component of the facility development.
2. the structure to be constructed on this site will be suitable to support the number of parking spaces shown on the landscaping plan prepared by the Public Works Department.
3. the Region will restore the existing pumping station shown on Part 16 of the plan to aesthetically complement the surrounding area to the satisfaction of the Director of Public Works.
4. public and vehicular access to the Macassa Bay Yacht Club will be maintained at all times.
5. the facility will be buried.
6. the facility will be maintained to eliminate any aroma at all times.
- 4 7. the Region will proceed to arrange an open-house meeting to receive public input and report back to the Parks and Recreation Committee.
8. the granting of this easement over Parts 3, 7, 8 and 10 on Plan RC-H-346 Surveys is conditional upon the passing of a by-law to stop up and close Simcoe Street, shown as Part 3 to 11 inclusive on Plan RC-H-346 Surveys.
9. the overflow outlet is to be directed through Part 22 into the channel between the former Lax property and the C.N.R. lands from the said Storm Water Management Facility.
10. a) the Purchaser will satisfy itself on or before March 16, 1992, that the physical attributes of the lands (including, without limitation, soil and building conditions, drainage, the presence of hazardous materials and environmental concerns) are satisfactory to it.  
b) the Purchaser agrees to repair promptly any damage caused by soil tests and assumes all risk, costs, liability and expense, directly resulting from the said soil tests.  
c) the Purchaser covenants to use its reasonable efforts to satisfy these conditions in a diligent manner and the Vendor covenants and agrees to cooperate fully in that regard, including without limitation, to permit the Purchaser access to the lands to make soil tests and to permit the Purchaser access to the lands to make soil tests and to permit free and unrestricted inspection or inspections of the lands and to provide such material and information in the possession of the Vendor relating to the lands (and such further assurances as the Purchaser may reasonably require).

1992 February 25

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- d) if the Purchaser determines in its sole discretion that any of these conditions cannot be satisfied and the Purchaser is not willing to waive such conditions, then the Purchaser may terminate this Agreement by delivering on or before March 16, 1992, written notice to the Vendor and the Purchaser shall not be liable for any damages or costs and the Vendor shall return the Purchaser's deposit in full.

Dated at the City of Hamilton this 10th day of February 1992

THE REGIONAL MUNICIPALITY OF  
HAMILTON-WENTWORTH

WITNESS:

CHAIRMAN

REGIONAL CLERK

COMMISSIONER OF FINANCE

THE CORPORATION OF THE  
CITY OF HAMILTON

MAYOR

CITY CLERK

OFFICE OF THE CLERK  
FORWARDED BY COUNCIL

DATE February 4/92  
REPORT 19.2 ITEM 38 TSC  
INTL: 92 YEAR/FILE 92-082

7/11/92

**AUTHORITY TO ENTER**

**TO: THE CORPORATION OF THE CITY OF HAMILTON**

**WHEREAS THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH**

(hereinafter referred to as the "Purchaser") has agreed to purchase from The Corporation of the City of Hamilton land described in Schedule "C" attached hereto (hereinafter the land and the improvements thereon, if any, referred to as "subject land") pursuant to an Agreement of Purchase and Sale (hereinafter referred to as the "purchase")

**AND WHEREAS** the Purchaser desires to enter upon the subject land prior to the closing of the purchase;

**NOW THEREFORE**, this Agreement witnesseth, in consideration of the City's permission to the Purchaser to enter upon the subject land, as of February 26, 1992, the Purchaser agrees and covenants to the City, for itself, its successors, assigns, or heirs, as the case may be:

1. that it will not enter upon the subject lands until City Council has approved this Authority to Enter (approval granted on \_\_\_\_\_, in adopting Item \_\_\_\_\_ of the Report of the Committee);
2. that it will not enter upon the subject land except for the purpose of constructing a Storm Water Management Facility on the subject land (hereinafter called the "works");
3. that it will assume all costs and expenses resulting from the carrying on of the works;
4. that it will assume all risks resulting from the carrying on of the works and the entry upon the subject land by the Purchaser;
5. that it will at all times indemnify and save harmless the City from and against all actions, causes of action, interests, claims, demands, costs, damages, expenses or loss which the City may bear, suffer or be put to as a result of the privilege herein allowed (including, without limiting the generality of the foregoing, construction lien claims or claims arising by reason of any damage to property or injury or death to persons);
6. that notwithstanding this Authority to Enter, and the carrying on of the works, the purchase referred to above shall be completed and the consideration paid in the same manner and to the same extent as if the City had not given this Authority to Enter to the Purchaser on the subject land and as if the Purchaser had not carried on the works;
7. that the Purchaser has not assigned its Agreement of Purchase and Sale with the City;
8. that in the event that the purchase is not completed by the date set out in the Agreement of Purchase and Sale, or any extension thereof, this Authority to Enter shall immediately terminate, and the Purchaser shall not further enter upon the subject land, and the City shall not be liable to pay or to compensate the Purchaser for costs of any improvements, additions, alterations, services or structures on, in or under the subject land;
9. that the Region shall provide the City with an endorsement from its General Liability Insurance Policy confirming that the City has been named as an additional insured for third party bodily injury and property damage to a limit of not less than \$2,000,000.00 per occurrence on claims made or occurrence policy basis and providing that the City hereby grants to the Region, permission to assume deductibles and/or self insured retained limits as the Region may deem necessary from time to time in various amount not to exceed \$2,000,000.00.

1992 February 25

-2-

10. that the Purchaser acknowledges that it is its responsibility to obtain all necessary approvals prior to entering the subject land, including municipal, provincial, federal or other governmental approvals and, including, without limiting the generality of the foregoing, contacting BU DIG, telephone 527-7977.

DATED at the City of Hamilton this 10th day of February 1992.

Signed, Sealed and Delivered  
in the Presence of:

THE REGIONAL MUNICIPALITY OF  
HAMILTON-WENTWORTH

  
CHAIRMAN

  
REGIONAL CLERK

  
COMMISSIONER OF FINANCE

OFFICE OF THE CLERK  
CITY OF HAMILTON

THE CORPORATION OF THE  
CITY OF HAMILTON

  
MAYOR

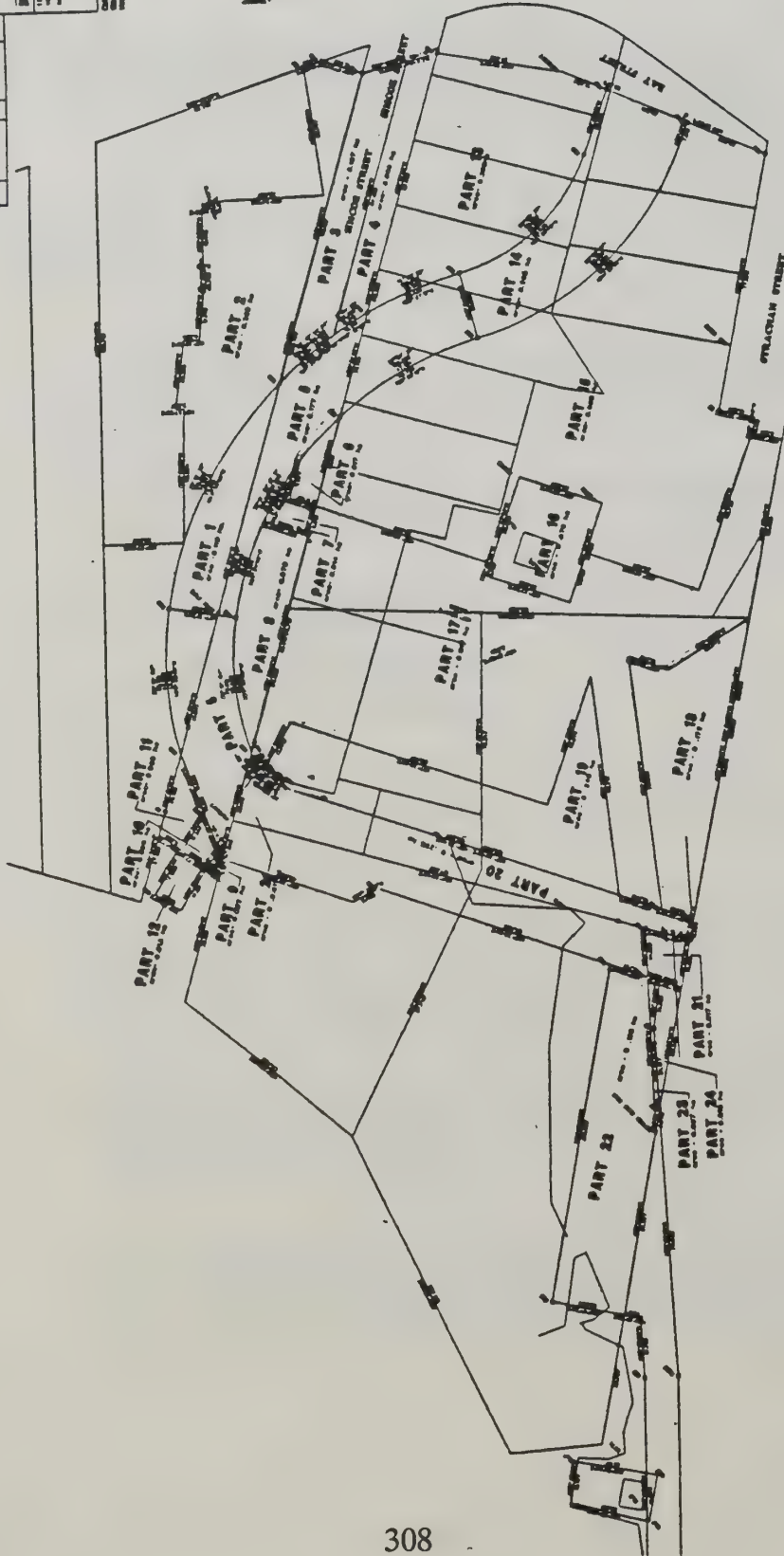
  
CITY CLERK

DATE February 4/92  
FILE 1-92 ITEM 25 TSC  
FILE 92-082  
p2  
Spill/24

10/7/88

1992 February 25

PLAN NO.	
DATE	
BY	
CHECKED BY	
APPROVED BY	
SCALE	
SHEET NO.	



NORMAL NUMBER ALPHABETICALLY BY THE SURVEYOR	
TRANSPORTATION SURVEILLANCE MAPS AND RECORDS	
DATE	
BY	
CHECKED BY	
APPROVED BY	
SCALE	
SHEET NO.	

SCHEDULE C

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FOURTH** Report for 1992 and respectfully recommends:

1. That with respect to the residential land expropriated by Expropriation Plan 79835 registered April 9, 1991, for purposes pursuant to Expropriation By-law 91-043 enacted on March 12, 1991, the City Clerk is authorized and directed to:
  - (a) Sign and serve Notice in accordance with Section 39 of the Expropriation Act, R.S.O. 1990, C. E-26, that possession of the expropriation land is required;
  - (b) Sign and serve Offers of Compensation in accordance with Section 25 of the Expropriations Act for the expropriated land as follows:

\$71,000.00 - Former Owners - Fedele Intini/Josephine Mary Zardian
2. (a) That the subdivision agreement between 810379 Ontario Inc. and the City of Hamilton registered as Instrument No. 255517 L.T. regarding the "Rushdale Manor" Subdivision, Registered Plan 62M-620, be amended by an amending agreement in a form satisfactory to the Law Department, including the following changes:
  - (i) That paragraph 2 of Schedule "J" be deleted;
  - (ii) That paragraph 2 of Section XVI - Development Charge at page "ix" be deleted;
  - (iii) That reference to Section XVI(2) be deleted from Section XVIII(2) - Financial Arrangements and that the deposit requirements of that Section be reduced accordingly by \$5,775.00;

- (iv) That the sum of \$5,775.00 being an estimated amount of potential Development Charges for development upon land adjacent to Lots 1 to 8 inclusive on the plan be refunded by the City without interest to 810379 Ontario Inc.; and
  - (v) That the amending agreement be registered in the Land Registry Office for Hamilton at the expense of the developer, 810379 Ontario Inc.
- 3.
  - (a) That the City Modified Subdivision Agreement be revised in a form satisfactory to the City Solicitor to include the existing grading policy established in 1988 for subdivisions, as set out in Sections II, VIII and Schedule "D" of the City's Subdivision Agreement, and that \$2,000 per lot be retained in the form of a letter of credit as security in the event that the grading is not completed as planned.
  - (b) That the land owners who currently have completed Modified Subdivision Agreements that have not been executed and returned to the City prior to the adoption of this resolution, be advised that they have fifteen (15) working days following the adoption of this policy to submit their executed documents; otherwise, the Modified Subdivision Agreements will be revised to include the grading provisions.
- 4. That the Building Commissioner be authorized to issue a demolition permit for 539 Concession Street.
- 5. That the Building Commissioner be authorized to issue a demolition permit for 1343 Upper Wellington Street.
- 6. That the Building Commissioner be authorized to issue a demolition permit for 35 Aikman Avenue.
- 7.
  - (a) That the revised work plan contained in the report "Revised Work Plan - Implementation of Provincial Policy Statement Land Use Planning for Housing", attached herewith and marked Appendix "A", be endorsed; and
  - (b) That the Minister of Municipal Affairs be advised of City Council's endorsement.

8. A. That approval be given to Site Plan Control Application DA-91-67 to amend DA-90-99 by Taba Developments Ltd., owner, of land on the east side of Upper Ottawa Street, south of Stone Church Road East, for modifications to the site and the expansion of the proposed buildings to the industrial/commercial development subject to the following:
    - (a) modification to the plan in relation to notes and dimensions as marked in red on the plans;
    - (b) provision of Reciprocal Agreement and appropriate agreements which will govern the relationship between the existing development to the north and the individual phases of development on the subject land;
    - (c) provision of a note on the plan to indicate the requirement of approval by the Committee of Adjustment prior to construction of Building "B", to permit a 0.0 m setback from the three boundary lines at the northerly end of the subject lands instead of the required 6.0 m minimum; and further,
  - B. That approval be given to register plans of Site Plan Control Application DA-91-67 by Taba Developments Ltd., owners, of lands on the east side of Upper Ottawa Street, south of Stone Church Road East, to amend the plans of Site Plan Control Application DA-90-99, registered on title on August 23, 1991 as Instrument No. 306726 Lt.
9. (a) That Item 4(a) of the Second Report of the Planning and Development Committee approved by City Council on 1992 January 28 be amended to read:

That within the International Village B.I.A., the east/west alleyway, between King William and King Street East, from Ferguson Avenue North to Jarvis Street and from Ferguson Avenue North to approximately 50 metres westerly be paved under the Commercial Improvement Programme at an estimated cost of twenty-nine thousand, four hundred dollars (\$29,400.) plus contingencies; and,
  - (b) That the Commissioner of Transportation/Environmental Services be authorized to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received.

10. (a) That the Chairman or his designate be authorized to attend the 1992 National Planning Conference to take place on May 9 to 13, 1992 in Washington.  
(b) That costs for attendance be allocated to Alderman Travel Account No. CH55201-10010 from the 1992 Operating Budget.
11. That the Commercial Facade Loan approved by City Council for Dr. William Cowan, 640 Concession Street on 1990 December 11 be rewritten at 4% interest rather than 6 5/8%. The \$15,000. loan has not been advanced as of this because of problems in the owner obtaining an Encroachment Agreement.
12. That for hardship reasons, the Building Department, Loans Division, refinance a loan under the Hamilton Rehabilitation Loan Programme for Mr. T. Dolan, 31 Frederick Avenue, Hamilton, at 3% interest for another five (5) years rather than the City's prime lending rate.
13. That the request of Second Phase Civic Square Limited, lessee of Phase II, Lloyd D. Jackson Square for the City's approval as lessor to assign the Ground Lease dated November 19, 1975 to Second Phase Enterprises Inc. and to Masbro Development Limited be granted subject to the following:
  - (a) that the said two lease assignees enter into the Assignment of Ground Lease Agreement in the form annexed hereto as Appendix "B" (with the City and Second Phase Civic Square Limited) to assume all obligations of Second Phase Civic Square Limited to the City under the Ground Lease and to provide assurances to the City that the assignees will be bound by and perform the Ground Lease;
  - (b) that the two lease assignees enter into the "Consent to Assignment of Agreements" - Agreement in the form annexed hereto as Appendix "C" to assume the obligations of Second Phase Civic Square Limited to the City under the agreements listed therein including the Hotel, Interface Agreement and the Bay Street Truck Tunnel Agreement;

- (c) that the City receive the Certificate of an Officer of Second Phase Civic Square Limited and of the two assignees in a form satisfactory to the Law Department confirming that The Standard Life Assurance Company and the shareholders of Yale Properties Ltd. (who together presently control Second Phase Civic Square Limited) each control one of the assignees.

COPIES OF APPENDIX "B" AND APPENDIX "C" HAVE BEEN FORWARDED TO THE MEMBERS OF COUNCIL UNDER SEPARATE COVER.

- 14. A. That Planning and Development Committee recommended to Council that the Commission on Planning and Development in Ontario (Sewell Commission) be advised that the City of Hamilton:
  - (a) supports the Commission's goals
    - (i) on "Common Grounds" in their entirety;
    - (ii) of the Urban Working Group, with the exception of goals 2, 4 and 5, under "Goals Regarding Process". Official Plans must be flexible and adaptable to change to reflect the dynamics of the society in which we live. Goal 3 must be broader to include not just the public, but all the stakeholders, including the public. These goals should support decision making at the level of government closest to the public, and therefore most accountable; and,
    - (iii) of the Urban Fringe Working Group including goals 1, 2 and 3 (which are applicable to the City of Hamilton);
  - (b) request the Commission to:
    - (i) direct the Province to delegate more areas of authority regarding policy development, except where there are issues of Provincial interest (i.e. fruitlands, prime agricultural land), and planning approvals to municipalities.

- (ii) review the role of provincial policy statements in the planning process, including ways in which municipalities, the public and other interested parties are, or should be involved in the formulation of policies expressing a Provincial interest;
- (iii) develop a statement of purpose for The Planning Act, and identify components of the Act which would be more appropriately placed in a regulation;
- (iv) recommend ways in which the processes which govern individual pieces of Provincial legislation could be consolidated to reduce duplication and delay, and to promote good decisions based on a comprehensive examination of the issues;
- (v) in consultation with local governments review the planning functions of municipal and provincial agencies, and recommend structural changes which would permit efficient, integrated and effective development and implementation of local policy initiatives and enhance public accessibility within the process at one level of planning;
- (vi) investigate ways to enhance the ability of municipalities to implement local policies, such as: providing municipalities with right-of-entry and more effective heritage controls; assisting municipalities in establishing community development corporations or community land trusts; allowing municipalities to provide incentives to encourage environmental protection to other desirable activities; and, permitting/encouraging municipalities to use innovative financing tools for community renewal projects;
- (vii) redefine official plans as visionary and policy documents that address social, environmental and economic issues in a land use planning context;
- (viii) provide more direction, through The Planning Act, on the official plan's purpose and philosophy, minimum requirements, specific matters to be addressed, degree of specificity, and relationship to the budget process, and other policy and regulatory documents;

- (ix) examine the implications of, and make recommendations on radically restructuring the Ontario Municipal Board and improving time frames for hearings while maintaining the opportunities for objectiveness, fairness and legal rights;
- (x) investigate creative ways to improve the development process such as: modifying the notification requirements for Official Plan to be consistent with zoning by-laws; allowing for conditional approvals (e.g. zoning, site plan approval) with a time limit; introducing a time limit for submissions of appeals where Council denies an application; allowing for conditional uses subject to fixed rules/criteria; giving circulated agencies, particularly the Provincial departments, a specific time period to comment on applications; accountability for decisions should be at the lowest level (i.e. Council) with fewer referrals to the Ontario Municipal Board (only where there is a declared Provincial interest); delegating approval process for minor applications (e.g. conversions, parking lots) by a sub-committee or appointed municipal representative;
- (xi) investigate ways in which planning legislation, professional planners and private developers could improve opportunities for the community to effectively engage in planning and development in a conciliatory, as opposed to an adversarial manner; and,
- (xii) continue the present goal setting exercise within the context of a broader review of the planning system and ways to improve it.

B. That the Clerk be requested to forward this report to the Sewell Commission and the Hamilton-Wentworth Region.

15. That amended Zoning Application 91-40, Frank Toth, Tony DiFranco and Angelo Coca, owners, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit single-family development, on property located at 478-and 488 Rymal Road East, as shown on attached map marked as Appendix "D", be denied for the following reasons:

- (a) it conflicts with the intent of the approved Chappel East Neighbourhood Plan which designates the subject lands for "Larger Lots" under the "Single and Double Residential" designation;
- (b) Approval of the application would undermine the intent of the approved Neighbourhood Plan and alter the established and future intended character of the area, in that this is one of the few areas in the City identified for "Larger Lots". The protection of these lands would support Council's intent to provide for "a variety of housing styles, types and densities..."

Accordingly, approval of the application would encourage other similar applications which, if approved, would jeopardize the objective of providing for alternative single-family development on "Larger Lots".

16. That approval be given to amended Zoning Application 91-74, Sylvia Tofano, owner, for a modification to the existing "DE-2" (Multiple Dwellings) District regulations to permit a dress shop on the ground floor of the existing building for a property located at 809 Main Street East and 100 Barnesdale Blvd., as shown on the attached map marked as Appendix "E", on the following basis:

- (a) That the "DE-2" (Multiple Dwellings) District regulations as contained in Section 10B of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special provisions:
  - (i) That notwithstanding Section 10B(1) of By-law No. 6593 a ladies dress shop shall be permitted only on the ground floor of the existing building;
  - (ii) That notwithstanding Section 19 (iii) of By-law No. 6593, a dwelling unit having a floor area of at least 65.0 square metres shall be permitted in the cellar rather than the first floor;
  - (iii) That notwithstanding Section 10B of By-law No. 6593, a pylon sign shall be permitted only in the southerly side yard and having a maximum area of 2.5 square metres; a height not to exceed 4.5 metres with a minimum clearance of 3 metres from the ground to the bottom of the sign; a minimum setback of 1.5 metres from the southerly lot line; and, non-illuminated or illuminated by non-flashing, indirect, or interior means only;

- (iv) That notwithstanding Section 10B(6) of By-law No. 6593:
  - 1. the existing front yard adjacent to Barnesdale Blvd. shall be maintained as landscaped space only except for access driveways; and,
  - 2. a minimum 1.5 metres landscape strip shall be provided and maintained adjacent to the southerly lot line except for access driveways;
- (v) That a visual barrier not less than 1.2 metres and not greater than 2.0 metres in height shall be provided and maintained along the westerly property line.
- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1262, and that the subject lands on Zoning District Map E-33 be notated S-1262;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law 6593 and Zoning District Map E-33 for presentation to City Council; and,
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

Recorded Vote.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Acting Mayor Drury, -1.

**CARRIED.**

- 17. A. That approval be given to Zoning Application 91-77, ABD Technology Inc., owner, requesting a modification to the established "M-14" (Prestige Industrial) District regulations, to permit an auto repair garage including autobody fender repair and painting within the existing building, for the property located at 55 Lancing Drive, as shown on the attached map marked as Appendix "F", on the following basis:

- (a) That the "M-14" (Prestige Industrial) District regulations, as contained in Section 17F of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:

- (i) That notwithstanding Section 17F(1)(b) of Zoning By-Law No. 6593, the following Commercial Uses shall be permitted:

<u>Commercial Use</u>	<u>Standard Industrial Classification Code</u>
General Repair Garage	6351
Paint and Body Repair Shop	6352

- (b) That the amending By-law be added to Section 19B of Zoning By-Law No. 6593 as Schedule S-1263, and that the subject lands on Zoning District Map E-59D be notated S-1263;
- (c) That the City Solicitor be directed to prepare a By-Law to amend Zoning By-law No. 6593 and Zoning District Map E-59D for presentation to City Council; and,
- (d) That the proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

- B. That the amending By-law not be forwarded for passage by City Council until the shortfall in the required parking from forty-eight (48) to thirty-eight (38) spaces has been finalized through the "Cash-in-Lieu of Parking Policy" and the applicant has completed the required works in accordance with DA-89-02 to the satisfaction of the Building Commissioner.

18. That approval be given to Zoning Application 91-84, Vittorio Ciardullo, owner, for a change in zoning from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District, to permit the creation of a single-family dwelling lot, for property located at 66 Alderson Drive, as shown on the attached map marked as Appendix "G", on the following basis:

- (a) That the subject lands be rezoned from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District;
- (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-9E for presentation to City Council; and,
- (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

19. (a) That approval be given to Zoning Application No. 91-52, Elio Borchetta, owner for a modification to the established "B-1" (Suburban Agricultural and Residential, etc.) District, to permit the established two-family dwelling for property located at 52 Heather Road subject to conditions in the Planning and Development Department staff report.

(b) That the request to permit a barber shop as a home occupation use for property located at 52 Heather Road be denied. **AMENDED.**

Recorded vote on Section 19 (a)

YEAS: Acting Mayor Drury, Aldermen Cooke, Agro, McCulloch, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, D'Amico, Ross. -12.

NAYS: Aldermen Kiss, Copps, Merling, Anderson. -4.

**CARRIED.**

20. That the appropriate staff be directed to represent the City of Hamilton in support of the committee decision at the scheduled Ontario Municipal Board Hearings for the following applications regarding residential conversions which were denied by the Committee of Adjustment:

A-90-306 52 Burris Street

A-90-319 621 King Street East

A-90-374 154 Hess Street South

A-91-109 148 Holton Avenue South

**AMENDED.**

1992 February 25

Respectfully submitted,

ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello  
Secretary  
1992 February 25

Appendix "A" referred to in  
Section 7 of the Fourth Report  
of the Planning and Development  
Committee for 1992.

**APPENDIX A**  
**TIMING OF REVISED WORK PLAN**  
**CITY OF HAMILTON**  
**IMPLEMENTATION OF PROVINCIAL POLICY STATEMENT**  
**LAND USE PLANNING FOR HOUSING**

<u>Date</u>	<u>Relevant Actions</u>
February 19	The draft 1992 City of Hamilton Municipal Housing Statement Update forwarded to Planning and Development Committee; request for authorization to hold an information meeting on February 27.
February 27	Information Meeting on City's 1992 Municipal Housing Statement Update.
April 8	Public Meeting of the Planning and Development Committee to consider:  <ol style="list-style-type: none"><li>1) Recommendations of Municipal Housing Statement Update, including Official Plan Amendment as per the requirements of Policy Statement <u>Land Use Planning for Housing</u>;</li><li>2) Report on potential streamlining features and enhancements to the planning process in Hamilton; and,</li><li>3) The 1991 Year-End Hamilton Housing Market Monitoring Report.</li></ol>
April 14	City Council to consider:  <ol style="list-style-type: none"><li>1) Recommendations of Municipal Housing Statement Update, including Official Plan Amendment as per the requirements of Policy Statement <u>Land Use Planning for Housing</u>;</li><li>2) Report on potential streamlining features and enhancements to the planning process in Hamilton; and,</li><li>3) The 1991 Year-End Hamilton Housing Market Monitoring Report.</li></ol>
April 28	By-law of adoption for the Official Plan amendment arising from the Municipal Housing Statement Update before City Council.

1992 February 25

RYMAI ROAD EAST

Appendix "D" referred to in  
Section 15 of the Fourth Report  
of the Planning and Development  
Committee for 1992.

UPPER WENTWORTH ST.

BLOCK 1

DE

BLOCK 2

ARROWHEAD DRIVE

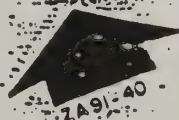
AA

RT-20

Legend



Change in zoning from "AA" (Agricultural) District to  
"C" (Urban Protected Residential, etc.) District.



ROAD

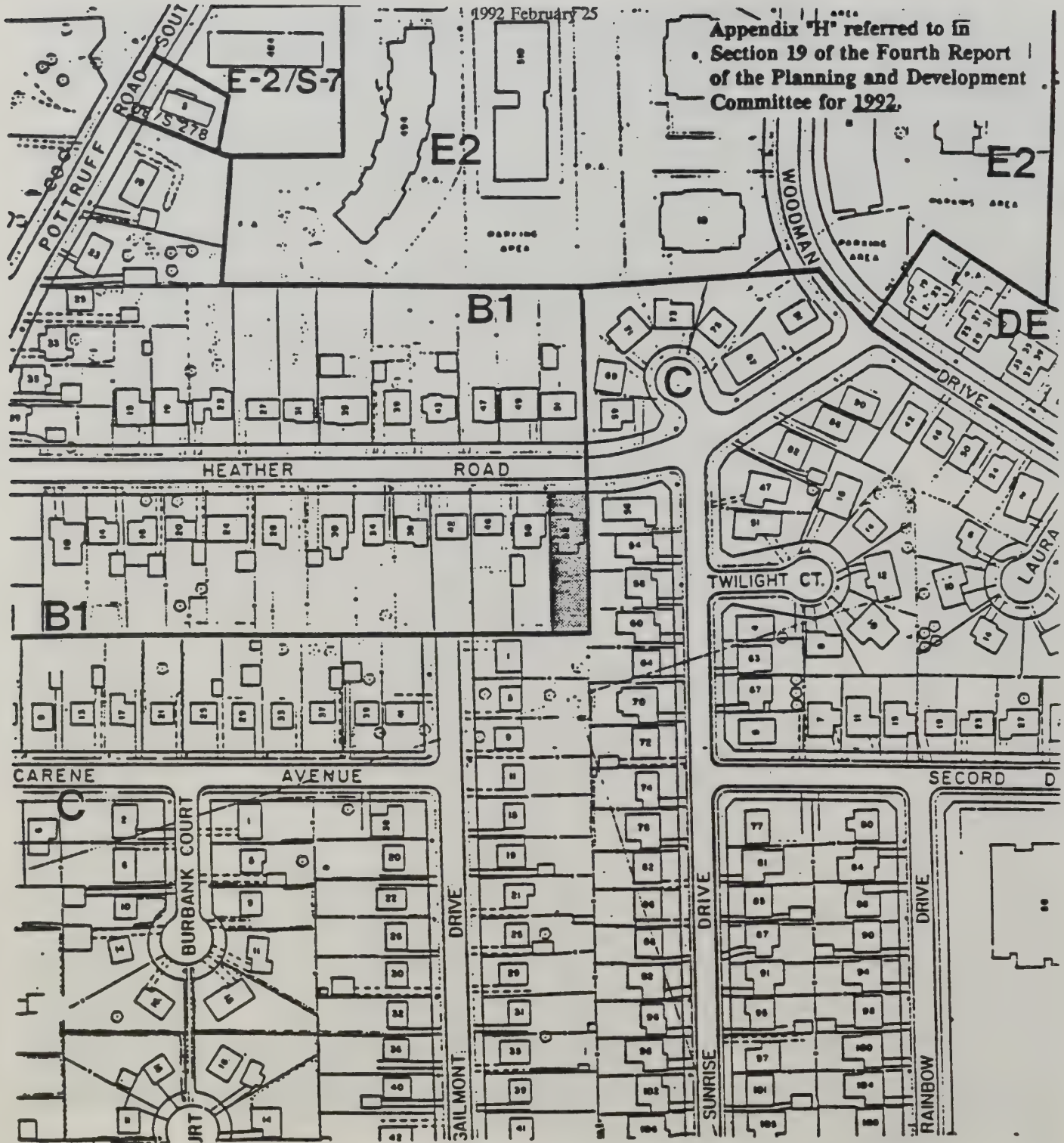
Appendix "E" referred to in  
Section 16 of the Fourth Report  
of the Planning and Development  
Committee for 1992.

SITE OF APPLICATION

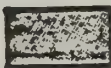
EA 91-34

1992 February 25

Appendix "H" referred to in  
 • Section 19 of the Fourth Report  
 of the Planning and Development  
 Committee for 1992.



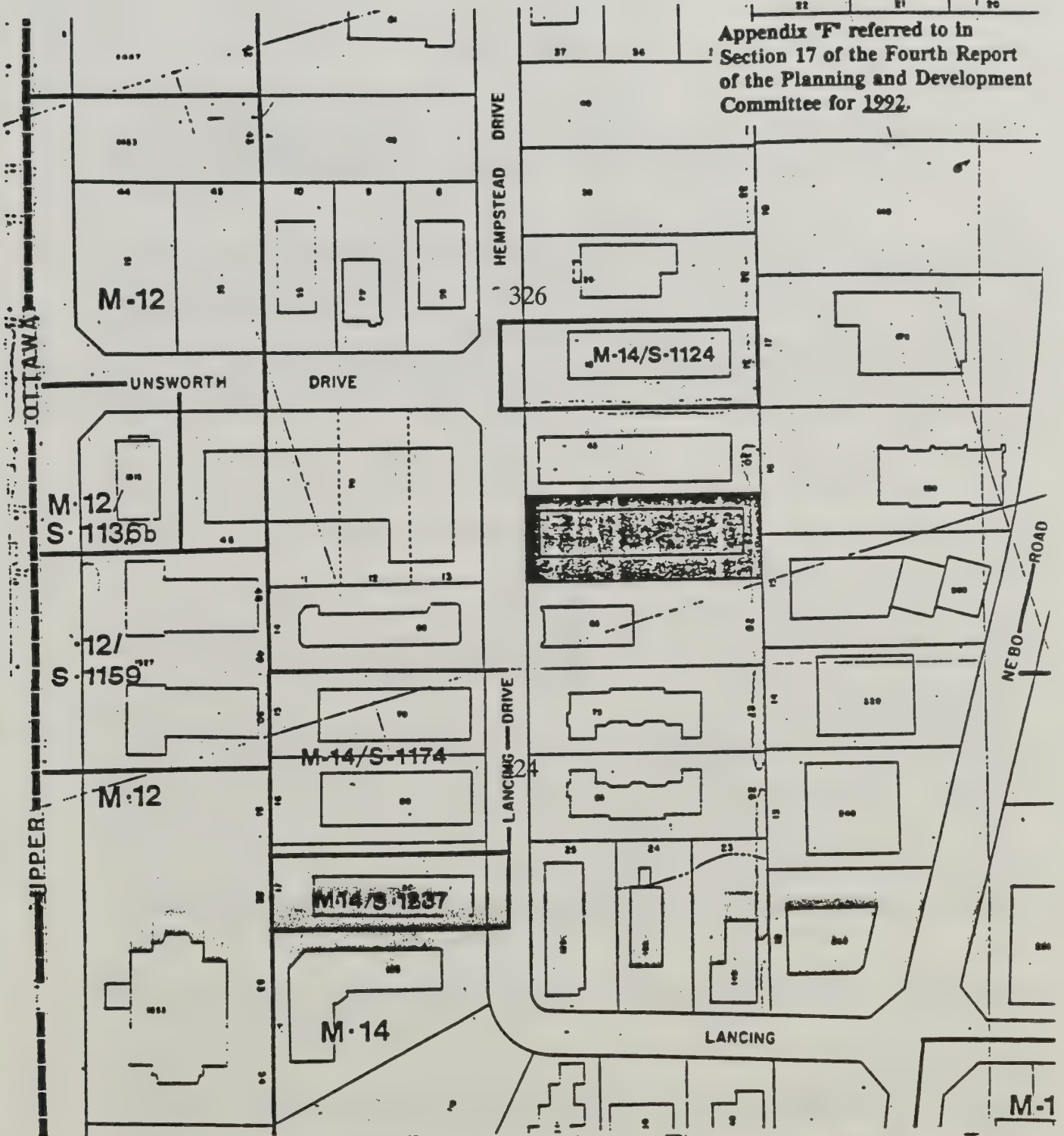
Legend



Site of the Application



Appendix 'F' referred to in  
Section 17 of the Fourth Report  
of the Planning and Development  
Committee for 1992.



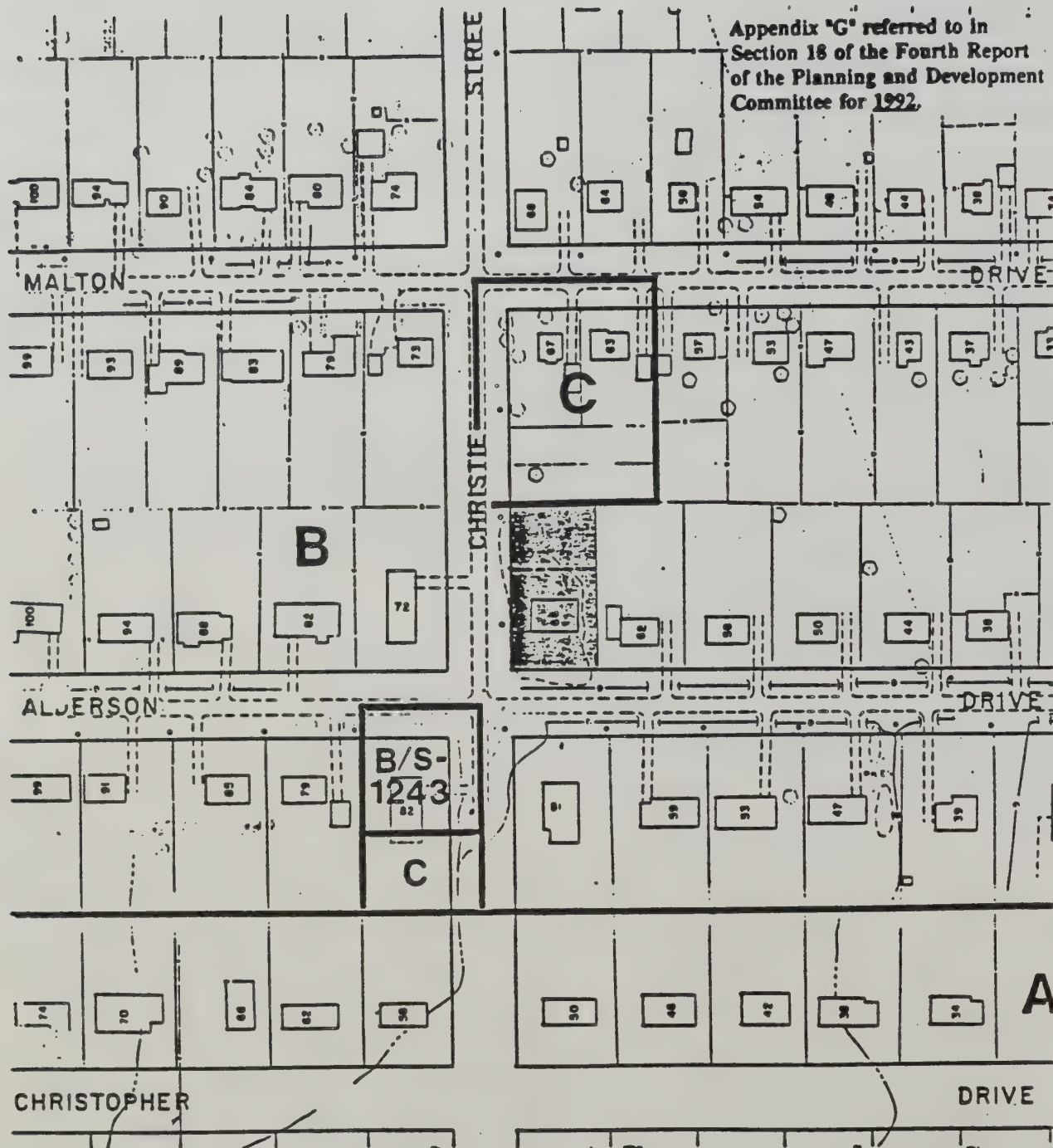
Legend



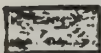
Site of the Application



Appendix "G" referred to in  
Section 18 of the Fourth Report  
of the Planning and Development  
Committee for 1992.



Legend



Site of the Application



## REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **FIRST** Report for 1992 and respectfully recommends:

1. That the Cab Driver Licence application of Steven Rowe, 53 Holmes Avenue, Hamilton, be denied for a three month period to commence 1992 February 25, following which Mr. Rowe may re-apply.

For the information of members of City Council, the City of Hamilton Licensing Committee at its meeting of 1992 February 12 recommended that the foregoing licence application be denied on the grounds of the applicant's extensive driving record. (Further information can be obtained from the Secretary.)

2. That the Cab Driver Licence application of Mohammad Ahmed, 177 Templemead Drive, Hamilton be denied for a three month period to commence 1992 February 25, following which Mr. Ahmed may re-apply.

For the information of member of City Council, the City of Hamilton Licensing Committee at its meeting of 1992 February 12 recommended that the foregoing licence application be denied on the grounds of the applicant's extensive driving record. (Further information can be obtained from the Secretary.)

3. That the appeal by Leonard A. Siemko, Box 249, Clarksburg, Ontario to remain on the Taxi Cab Priority List be denied.

Mr. Siemko appeared before the City of Hamilton Licensing Committee on 1992 February 12, together with his legal representative, and submitted that he failed to renew his name on the Taxi Cab Priority List by the 1991 September 30 deadline because he had not received his courtesy reminder letter. He submitted a letter from Canada Post Corporation confirming that there had been a mail disruption between 1991 August 22 and September 20.

1992 February 25

The Committee considered Mr. Siemko's appeal and noted that the reminder letter was sent as a courtesy only and that it was the applicant's responsibility to renew his name on the list as provided for in the By-law 89-249. It was also noted that Mr. Siemko had knowledge of the requirement to renew having received the registered letter from the City in 1989 advising of this requirement and had in fact renewed his name on the list in 1990.

The City of Hamilton Licensing Committee therefore recommended that the appeal be denied on the grounds that the Committee were not satisfied that there were compelling reasons presented for Mr. Siemko's reinstatement on the Taxi Cab Priority List.

**RESPECTFULLY SUBMITTED**

**ALDERMAN T. COOKE, CHAIRMAN  
CITY OF HAMILTON LICENSING  
COMMITTEE**

Stella Glover  
Secretary

1992 February 12

## REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Mayor presents his **FIRST** Report for 1992 and respectfully recommends:

1. That the following constitute the membership of the Mayor's Race Relations Committee for a term to expire 1994 November 30:

Mayor R. M. Morrow	Mel Madamba
Alderman M. Kiss	Monty Motamura
Alderman F. D'Amico	Marlene Osbourne
Sharon Bonham	Santokh Pooni
Marc Haas	William Shaffir
Harish Jain	Geoffrey Small

Six of whom (yet to be determined) will also sit on the Mayor's Race Relations Advisory Council.

2. That the following constitute the membership of the Mayor's Race Relations Advisory Council for a term to expire 1994 November 30:

Angie Armstrong	Win Lipman
Ken Balasubramaniam	Phemon Ma
Linda Bigford	Mel Madamba
Sharon Bonham	Ramzan Manek
Ivan Boyko	Mary McKenzie
Tyrone Childs	Monty Motamura
Bill DeLisser	Marlene Osbourne
Patrick Fung	Gary Ostofi
Evelyn Gallaher	Edward Partito, Jr.
Stephanie Grotmann	Leslie Pasis
Marc Haas	Santokh Pooni
Rhoda Howard	Helen Probert
Harish Jain	Andrea Rado

Mervyn Jobity  
Doreen Johnson  
Jacob Joseph  
Ramanath Kamath  
Phil Leon  
Cyril Levitt

William Shaffir  
Geoffrey Small  
Ken Stone  
Michael Webber  
Sandra Wilson  
Regina Bagdonas-Chiarelli  
**ADDED AND CARRIED.**

3. That the following constitute the non-voting Resource Persons to the Mayor's Race Relations Advisory Council and to the Mayor's Race Relations Committee for a term to expire 1994 November 30:

City of Hamilton - Human Resources Centre	- Jayne Munroe
Canadian Union of Public Employees	- Fred Loft
Hamilton-Wentworth Regional Police	- Insp. Tom Marlor - Sgt. Greg Hamilton
Hamilton Board of Education	- Steve Barrs/LeRoy Beach
Hamilton-Wentworth Roman Catholic Separate School Board	- Eleanor Rodney
Hamilton & District Labour Council	- Holly Elliott
Hamilton & District Christian Churches Association	- Rev. George Horton/ A. Tom Leousis
Ontario Human Rights Commission	- To Be Determined
Ministry of Citizenship - Ontario Anti-Racism Directorate	- Saleem Yacoub

1992 February 25

Royal Canadian Mounted Police

- Staff Sgt. F.D. Foster

Ontario Provincial Police

- Supt. R.C. Spicer

- Const. Glen Bell

**RESPECTFULLY SUBMITTED**

**MAYOR'S RACE RELATIONS COMMITTEE**

Stella Glover  
Secretary

1992 February 13

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SIXTH** Report for 1992 and respectfully recommends:

1. That a purchase order be issued to Motorola Canada Ltd., Hamilton, in the amount of \$148,253.28 for mobile equipment maintenance during 1992, 1993, 1994 for various departments, being the lowest acceptable of four tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and that this expenditure be financed through various accounts.
2. That permission be granted for the use of the Council Chamber on Saturday, 1992 March 14 at 11:00 o'clock a.m., for a presentation ceremony at which time General P.S.A. Todd's family will present the General Crerar tray to the City of Hamilton.
3. That permission be granted to the Mayor's Race Relations Committee to use the City Hall forecourt (or in the event of inclement weather, the Council Chamber) and second floor foyer on Saturday, 1992 March 21 from 10:00 o'clock a.m. - 2:00 o'clock p.m. to celebrate International Day for the Elimination of Racial Discrimination.
4. That the Building Commissioner be designated as the recipient of meeting notices, applications and decisions from the Regional Land Division Committee in lieu of the City Clerk in accordance with Ontario Regulation 406/83 of the Planning Act, R.S.O. 1983.

5. (a) That Civic Gold Rings be awarded to the following members of the Hamilton Spartans Football Club for winning the 1991 Canadian Men's Masters' Championship:

Kerry Smith  
Whitey Jeffries  
Paul Allingham  
Terry Papp  
Emil Radoslav  
Joe Morrisson  
Rick Lane

- (b) That the appropriate diamond/ruby insert for previously awarded gold rings be awarded to the following members of the Hamilton Spartans Football Club for winning the 1991 Canadian Men's Masters' Championship:

Ian Ross	-	ruby insert
Barry Hutton	-	ruby insert
Al Robertson	-	diamond insert
Vic Blicharski	-	diamond insert
Warren Peaks	-	diamond insert
Jeff Brandham	-	diamond insert
David Derbyshire	-	diamond insert
David Hart	-	diamond insert
Karl Seifried	-	diamond insert

6. That a diamond insert for a previously awarded civic gold ring be awarded to Lenore MacDonald for winning the 1991 Masters Figures Division National Championship for Roller Skating.
7. (a) That, consistent with previous years, a grant in the amount of \$2,537. be made to the Hamilton Corporate Challenge to be used towards the cost of entering and sponsoring two (2) teams of Civic Employees taking part in the Hamilton Corporate Challenge being organized by the Hamilton and District Chamber of Commerce and which will be held on Sunday, 1992 June 14 at Christie Conservation Area.

(b) That this expenditure be financed from the Unclassified Account.

8. That the statement attached hereto and marked as Appendix "A", of the Acting Treasurer summarizing remuneration and expenses paid to Members of Council and Members of Other Bodies for the year 1991, be received by City Council.
9. That, as referred to in Item 1 of the Fourth Report of the Parks and Recreation Committee for 1992, that an amount not to exceed \$20,000. for emergency repairs to the 1913 Building at the Museum of Steam and Technology, be funded from the "Reserve for Repairs and Improvements to City Property", Centre CH 00109.
10. That the following salary classification be approved:

<u>Position Title</u>	<u>Function</u>	<u>Grade</u>	<u>Salary</u>
Administrative Co-ordinator (Cemeteries) (formerly Administrative Assistant III)	Co-ordinates the arrangement of and payment for burials and disinterments. Provides administrative support to the Manager, Cemeteries Division.	O	\$34,001.76 - 39,962.52 per annum

11. That the listing of Appointments To and Terminations From Permanent positions, with the Corporation to 1992 February 10, attached hereto and marked as Appendix "B", be approved.
12. That the Submission from Local 42 of the Communications and Electrical Workers of Canada dated 1991 November 21, entitled "A View for Preserving Universally Affordable Telephone Service", be received.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Copps -1.

**CARRIED.**

13. That the monthly mortgage payment due the City from Theatre Terra Nova be reduced for a period of one year commencing 1991 November 1, from the present amount of \$1,339. to a new amount of \$100. per month on the following conditions:
- (a) That the borrower enters into a Mortgage Amending Agreement with the City;
  - (b) That the Mortgage Amending Agreement permit the borrower to have the reduced monthly payment for a maximum of one year in order to provide the opportunity to satisfy the property tax arrears obligations with the City.
  - (c) That the Mortgage Amending Agreement is prepared by the borrower's solicitor in a form satisfactory to the Law Department;
  - (d) That the borrower's solicitor certify to the City that the Mortgage Amending Agreement has been duly authorized, executed and registered by the borrower and is enforceable according to its terms. **REFERRED BACK**

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Agostino -1.

**CARRIED.**

14. (a) That the brief and petition dated 1991 October 16, from Allies for Animal Rights recommending that the City of Hamilton enact legislation to prohibit the inclusion of animal acts in all circuses performing in Hamilton, be received.
- (b) That the Association of Municipalities of Ontario be requested to investigate the possibility of developing model draft guidelines and regulations to ensure that the highest quality of husbandry and welfare would be consistently provided to circus animals operating throughout the Province of Ontario for presentation and debate at an annual conference.

15. (a) That the Licensing Committee of the City of Hamilton, be authorized to issue municipal licences for the sale of break open tickets for a 6-month trial period, notwithstanding the Lotteries By-law, based on the exemptions provided in the letter dated 1987 March 6, and directed to municipal councils from the Minister responsible for charitable gaming, so long as those exemptions continue to exist, and upon the following conditions:
- (i) Except for Provincial Terms and Conditions 3, 4b, and 17b mentioned in the Minister's letter, that applicants for licences comply with all applicable laws and provisions of the Lotteries By-law.
  - (ii) That licence applicants, requesting exemption to Terms and Conditions 3, 4(b) and 17(b) as part of their application:
    - (a) file proof satisfactory to the Licensing Committee that the applicant either does not own or regularly occupy premises, or that the premises owned or occupied are impractical for the sale of tickets;
    - (b) file the signed written consent of the owner or occupier of the premises to be used for the sale of tickets, allowing the sale of tickets for the term of the licence;
    - (c) file the account number, bank name and branch of the lottery account, and the full names and home addresses of signing officers for the account, specifying whether withdrawals may be made on their signature alone, or with the signatures of other officers;
    - (d) file a statutory declaration of the applicant, on the form provided by the Licence Division, specifying that no direct or indirect payment is or will be made for the use of premises, property and services involved in the sale of tickets, or otherwise, to the owner or occupier of the premises from which tickets will be sold;
    - (e) file the statutory declaration of the owner or occupier of the premises from which tickets will be sold, on the form provided by the Licence Division, that no direct or indirect payment has been made, requested or promised from the licence applicant for the use of premises, property and services involved in the sale of tickets, or otherwise, and that no deduction will be made from the proceeds of the lottery when turning

over such proceeds to the licence holder, save for cash prizes paid out to winners;

- (f) file the signed written approval of the designated member in charge, that they have reviewed the security for tickets and money, and the requirements for the sale of tickets with the owner or occupier of the premises to be used, and have found them satisfactory and responsible;
  - (g) file sufficient information to allow the Licensing Committee to identify the location for sale of tickets, the placement of the container holding tickets while it is being used for ticket sales, and for the Licensing Committee to approve the location and placement as suitable for the sale of tickets based on security and appropriateness for a lottery.
- (iii) That the licence holder file the signed written right of access of the manufacturer and distributor of the tickets to be sold, prior to the sale of any tickets.
- (iv) That, in addition to their regular duties, the person or persons designated to be in charge of the lottery undertake to, on a weekly basis:
- (a) attend at the commercial or third party location authorized, to pick up the receipts from boxes of tickets sold, and make a record of a reconciliation of the inventory of tickets, and the receipts, with boxes of tickets sold (for this purpose the seller shall not have more than one box of tickets in the jar for sale at any one time);
  - (b) make an immediate deposit of the receipts obtained under (a);
  - (c) review the measures being made for the security for tickets and money from the lottery, and take any necessary steps to ensure the receipts from the lottery are obtained and can be applied to the charitable objects listed in the licence.
- (v) That, in addition to their regular duties, the person or persons designated to be in charge of the lottery shall undertake to:

- (a) produce to the Licence Division, on a monthly basis, the updated bank book for the lottery account, and copies of the reconciliations from (iv)(a) above for the previous month, and cheques for any withdrawals from the account with the reason for the withdrawal noted thereon, and information on the number and location of all boxes of tickets;
  - (b) advise the police and the Licence Division of the City, immediately upon the discovery of any shortfall of money or tickets by reason of suspected loss or theft;
  - (c) maintain records of the reconciliations for at least four years after the licence has expired.
- (vi) To ensure the separation of funds, not more than 1 licence shall be issued for a location at one time, and for the purposes of clarity, a location shall be deemed to be the entire commercial or third party location under the control of the owner or occupier.
- (vii) That as part of the approval process, a licence inspector be designated to attend at the premises to be used for sales, to review with the owner or occupier, the relationship with the licence holder, the applicable terms and conditions, the declaration which has been provided by the owner or occupier, and to assist with questions on the required method of selling tickets.
- (viii) That no person or organization shall receive any remuneration for selling tickets.
- (ix) That if any terms and conditions are violated, the licence be recommended for suspension or revocation.

- (b) That the Licence Division report back to the Licensing Committee following the 6-month Trial Period, with the results of the trial licences issued within that period, and make recommendations on the success of the trial and any proposed amendments to the lotteries by-law.

Recorded vote.

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Charters, -1.

**CARRIED.**

- 16. (a) That the City of Hamilton as a member of the Steering Committee of the International Great Lakes St. Lawrence Mayors' Conference contribute up to \$5,000. U.S. towards funding of the Secretariat to provide the administrative support and the general secretarial services to the "Mayors' Conference" for 1992.

- (b) That this expenditure be financed through the Unclassified Account.

Recorded vote.

YEAS: Aldermen Cooke, Wilson, Agostino, Anderson, Ross. -5.

NAYS: Acting Mayor Drury, Aldermen Kiss, McCulloch, Morelli, Copps, Eisenberger, Charters, Jackson, D'Amico. -9.

**LOST.**

- 17. (a) That the existing position of Property Officer, Real Estate Division (CPR 114)
- (b) That a new position of Senior Property Officer, Real Estate Division (CPR 112) be created and that the upgraded position be funded from within the existing Property Department Budget.

18.
  - (a) That The Corporation of the City of Hamilton accept the offer from Saskatchewan Oil and Gas Corporation (SASKOIL) for the three-year supply of natural gas for all Civic properties at \$1.28 per Gigajoule for 1992, \$1.30 per Gigajoule for 1993, and to negotiate at market prices for 1994 and if the price can't be agreed upon it shall be set by arbitration;
  - (b) That the Mayor and City Clerk be authorized to execute the agreements as required which are to be in a form satisfactory to the City Solicitor to provide for the transmission of natural gas between SASKOIL and Union Gas;
  - (c) That the Mayor and City Clerk be authorized to sign the agreements as required which are to be in a form satisfactory to the City Solicitor to permit SASKOIL to act as agent for The City of Hamilton in negotiations between SASKOIL and Union Gas; and,
  - (d) That the City Solicitor be authorized and directed to apply to the Ontario Municipal Board for necessary approval.
19. That the terms of employment for School Crossing Guards and Spare Crossing Guards for the years 1992 and 1993, attached hereto as Appendix "C", be approved.
20.
  - (a) That the City of Hamilton become a member of the Canadian Taxi Association for 1992 at a cost of \$100.
  - (b) That this expenditure be financed through the Unclassified Account.
21.
  - (a) That City Council not support the request of the Tivoli Foundation for a loan guarantee from the City in the amount of \$100,000.
  - (b) That the Tivoli Foundation Group continue discussions with the Manager of Purchasing and the Managing Director/C.E.O of H.E.C.F.I., with respect to obtaining useable surplus equipment or material from City facilities, in accordance with the established purchasing policy on disposal of surplus City property.

- (c) That the Tivoli Foundation Group continue to seek grants from the upper levels of government, as well as from private subscription.

Recorded vote:

YEAS: Acting Mayor Drury, Aldermen Cooke, Kiss, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -12.

NAYS: Aldermen Agro, McCulloch, 2.

**CARRIED.**

22. (a) That the City of Hamilton host a reception for the Hamilton International Air Show to be held on 1992 June 20 and 21, at a cost not to exceed \$8,000.
- (b) That this expenditure be financed through Account No. CH55314 84010 - Special Civic Receptions and Delegation Hosting.

23. For the information of City Council, the following appointments have been made to the Hamilton Status of Women Sub-Committee and the Taxi Advisory Committee:

- (i) Hamilton Status of Women Sub-Committee  
(for a term to expire 1994 November 30)

- M. Angie Armstrong	- Frank Raso
- Sheila Church	- Valya Roberts
- Schellie Maybee	- Agnes Samson
- Theresa Mensah	- Katherine Side
- Shirley Molot	- Christine Templeton
- Evelyn Myrie	- Janice Tomkins
- Elsie Paget	- May Toth
- Marnie Piggot	

(ii) Taxi Advisory Committee  
(for a term to expire 1994 November 30)

City Council Representatives: Alderman D. Drury  
Alderman F. Eisenberger

Taxi Brokerage Representatives: Mr. Paul A. Devlin  
Yellow Cab Company Limited

Mr. Robert A. Esselment  
Veterans Taxi

Mr. Craig L. Cutter  
Blue Line Cab Company

Citizen Representatives: Betty Mace  
Stephen Jones  
Sharon Marafon  
One Vacancy to be filled shortly

Taxi Industry Professionals: Michael Anderer  
Two Vacancies to be filled shortly

24. That leave be granted to introduce the following Bills:

(a) Bill H-14 A By-law to Appoint Joseph J. Schatz, City Clerk.

(b) Bill H-15 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

25. That the appointment of Mr. Joe Pavelka as Acting Chief Administrative Officer be extended to 1992, April 30. **ADDED AND CARRIED.**

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson  
1992 February 20

1992 February 25

City of Hamilton  
Treasury

*Appendix "A" referred to  
in Section 8 of the SIXTH  
Report of the Finance and  
Administration Committee  
for 1992.*

STATEMENT OF THE TREASURER

(Prepared Pursuant to By-Law 79-60 Approved by Council January 29, 1979,  
By-Law 79-300 Approved by Council October 30, 1979 and Section 243 of the  
Municipal Act, R.S.O. 1980, Chapter 302)

1. REMUNERATION  
-----

(a) Members of Council -----	Salary * -----
Agostino, D.	19,905.87
Agro, V. J.	19,905.87
(2) Anderson, T.	1,528.96
(2) Charters, R.	1,528.96
Cooke, T.	19,905.87
Copps, G.	19,905.87
(2) D'Amico, F.	1,528.96
Drury, D.	19,905.87
(2) Eisenberger, F.	1,528.96
(1) Formosi, V.	18,745.17
(1) Gallagher, J.	18,376.91
(1) Hinkley, B.	18,376.91
Jackson, T.	19,905.87
Kiss, M.	19,905.87
(1) Lombardo, F.	18,376.91
McCulloch, W.	19,905.87
Merling, H.	19,905.87
(2) Morelli, B.	1,528.96
Morrow, R.	63,698.34
(1) Murray, T.	18,376.91
Ross, D.	19,905.87
Wilson, D.	20,274.13
	-----
	382,928.78
	-----

(1) Term ended November 30, 1991

(2) Term began December 1, 1991

\* One-third of these amounts deemed to be "Expenses" in accordance with  
section 251 of the Municipal Act.

(b) Committee of Adjustment  
-----

Member -----	Honorarium -----
Dudzic, M.	2,100.00
Law, B.	2,100.00
Mandel, J.	2,100.00
Rocchi, F.	2,100.00
Woods, L. G.	2,600.00
	-----
	11,000.00
	-----

STATEMENT OF THE TREASURER

(c) License Examining Board

Member	Honorarium
Allick, B.	2,100.00
Allison, H.	900.00
Clothier, R.	200.00
Cooper, H.	1,200.00
Gibson, D.	1,000.00
Green, R.	800.00
Groves, L.	1,100.00
Hewitt, C.	500.00
Holm, M.	900.00
Kaut, H.	1,100.00
Korz, G.	1,200.00
Langdon, D.	1,100.00
MacIntyre, D.	1,100.00
Skinner, J.	600.00
Taffs, R.	1,000.00
Walker, J.	1,000.00
Woodrow, B.	100.00
VanDerbeek, P.	1,200.00
	17,100.00

2. EXPENSES

(Residence telephone allowance, travelling - registration fee, per diem, accommodation, etc., plus local grant to Mayor)

(a) Members of Council	Amount
Agostino, D.	4,520.39
Agro, V. J.	541.46
Anderson, T.	13.46 **
Charters, R.	13.46 **
Cooke, T.	1,944.36
Copps, G.	0.00
D'Amico, F.	13.46 **
Drury, D.	2,912.59
Eisenberger, F.	13.46 **
Formosi, V.	451.86
Gallagher, J.	148.01 **
Hinkley, B.	2,961.31
Jackson, T.	161.46 **
Kiss, M.	2,040.98
Lombardo, F.	148.01 **
McCulloch, W.	429.24
Merling, H.	161.46 **
Morelli, B.	13.46 **
Morrow, R.	24,673.68
Murray, T.	386.14
Ross, D.	1,136.26
Wilson, D.	161.46 **
	42,845.97

1992 February 25

City of Hamilton  
Treasury

STATEMENT OF THE TREASURER

(b) Parking Authority Appointees  
-----

Adamson, T.	350.00
Alderman Agro, V. J.	1,884.35
	-----
	2,234.35
	-----

(c) Public Library Appointees  
-----

Church, L.	256.00
Diebel, P.	241.30
Johnson, D.	125.00
MacGillivray, M.	1,934.38
McCulloch, W.	1,846.41
Radigan, R.	292.00
Riley, M.	125.00
Rogers, P.	292.95
Syko, J.	125.00
Wilson, D.	125.00
	-----
	5,363.04
	-----

(d) H.E.C.F.I. Appointees  
-----

Kay, G.	1,151.60
	-----
	1,151.60
	-----

Appendix "B" referred to  
in Section 11 of the SIXTH  
Report of the Finance and  
Administration Committee  
for 1992.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Robert Aldridge	Foreman III (Districts) (13-C)	Public Works	Replacing Mr. C. Gibbs - promoted	\$32,886.88 to \$37,768.12	15/07/91
Mr. George Almas	District Chief (C-11)	Fire	Replacing Mr. R. Kerr - retired	\$62,439.74	26/01/92
Mr. Roodal Bagasar	Hydraulic Backhoe Operator (D-16C)	Public Works	Replacing Mr. R. Aldridge - promotion	\$31,832.32 to \$32,248.32	15/07/91
Mr. Gary Beasley	Captain (C-8)	Fire	Replacing Mr. A. Vandenakker - promotion	\$57,553.17	26/01/92
Mr. Roy Cooper	Traffic Signal Repairman II (18C)	Traffic	Replacing Mr. St. John - promotion	\$31,455.84 to \$36,483.20	01/10/92
Ms. G. Gayle Fawcett	Stenographer II (9-C)	Building	Replacing Ms. J. Currie - retired	\$25,432.68 to \$27,458.60	06/01/92
Mr. Keith Francis	Lieutenant (C-7)	Fire	Replacing Mr. Diferico - retirement	\$53,105.63	26/01/92
Mr. Jim Gubbins	Traffic Services Prosecutor (N-2)	Traffic	New Position - Council Approved June 25, 1991	\$35,994.92 to \$42,446.56	06/01/92
Mr. Brian Keenan	Motor Mechanic (T2A)	Fleet Services	Replacing Mr. Estravillo - promotion	\$38,274.08	09/12/91

Prepared 10/02/92

1992 February 25

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Randy Knowles	Lieutenant (C-7)	Fire	Replacing Mr. Laughlin - retirement	\$53,105.63	26/01/92
Mr. Michael Langille	Supervisor of Cleaners II (O)	Property	Replacing Mr. J. Orford - retirement	\$31,747.56 to \$37,313.12	01/01/92
Mr. Darryl Lee	Freedom of Information Officer (O)	City Clerk's	New Position - Council Approved October 29, 1991	\$34,001.76 to \$39,972.52	27/01/92
Mr. Danny Mazzocato	Street Sweeper Operator (D14D)	Public Works	Replacing Mr. Van Veen - transfer to Region	\$31,245.76	13/01/92
Mr. John McShane	Foreman II (Sanitation) (12-C)	Public Works	Replacing Mr. H. Cooper - retirement	\$34,232.64 to \$40,881.36	20/01/92
Mr. Dan Milovanovic	Lieutenant (C-7)	Fire	Replacing Mr. Graham - retirement	\$53,105.63	26/01/92
Mr. Daniel Moon	Labourer (Landscape Technician -D-16C)	Public Works	Replacing Mr. R. Harkness - promotion	\$34,444.80	06/01/92
Mr. Robert Shakeshaft	Traffic Services Prosecutor (N-2)	Traffic	New Position - Council Approved June 25, 1991	\$35,994.92 to \$42,446.56	06/01/92
Mr. Steve Smith	Probationary Communications Operator (N-1)	Fire	Replacing Mr. D. Pothier - transferred	\$34,361.30	08/01/92

Prepared 10/02/92

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Stanley Taylor	Foreman III (Districts) (13-C)	Public Works	Replacing Mr. A. Mancini - promoted	\$32,886.88 to \$37,768.12	01/07/91
Mr. Martin White	Shop Superintendent (J-2)	Traffic	Replacing Mr. A. Cochrane - retirement	\$53,779.96 to \$63,398.40	27/01/92
Mr. James Winn	Assistant Chief Fire Prevention Officer (C-9A)	Fire	Replacing Mr. D.L. Peters - promoted	\$58,472.40	12/01/92

1992 February 25

Prepared 10/02/92

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. John Walker	Building Inspector	Building	Deceased	29 years, 5 months	16/01/92

1992 February 25

*Appendix "C" referred to  
in Section 19 of the SIXTH  
Report of the Finance and  
Administration Committee  
for 1992.*

**THE CORPORATION OF THE CITY OF HAMILTON**

**TERMS OF EMPLOYMENT FOR  
SCHOOL CROSSING GUARDS AND SPARE SCHOOL CROSSING GUARDS  
FOR THE YEARS 1992 AND 1993**

**1.0 WAGE RATE AND WORK HOURS:**

- 1.1 School Crossing Guards at "full" points and Spare School Crossing Guards shall be paid on a DAILY RATE based on a regular working day of 2.75 hours, as set out below:

	JAN 1992	JAN 1993	JULY 1993
PROBATIONARY RATE:	\$26.000	\$26.780	\$27.048
JOB RATE:	\$26.700	\$27.501	\$27.776

- 1.2 School Crossing Guards at "short" points shall be paid on a DAILY RATE based on a regular working day of 1.65 hours ( 60% of a "full" point working day), as set out below:

	JAN 1992	JAN 1993	JULY 1993
PROBATIONARY RATE:	\$15.600	\$16.068	\$16.229
JOB RATE:	\$16.020	\$16.501	\$16.666

- 1.3 An employee who, at the request of his or her supervisor, trains another employee shall receive an additional \$5.00 per day for those days spent training, which shall be added to his or her appropriate Daily Rate.

- 1.4 The probationary rate shall apply for a period of six (6) months, excluding July and August, commencing from the employee's start date.

- 1.5 School Crossing Guards and Spare School Crossing Guards do not normally work during July and August except those assigned to work during the "SUMMER CROSSING PROGRAM". See Section 12.0 of these Terms of Employment.

- 1.6 An employee who is assigned to work more then 2.75 hours per day at a "full" point shall be paid for each day on which additional time is worked as follows:

$$\text{Daily Pay} = \frac{\text{Employee's appropriate Daily Rate} \times \text{Hours/Day}}{2.75}$$

For the purposes of this calculation, hours per day shall equal the total time worked during the four school crossing periods plus the duration of the break between the lunch time school dismissal period and the lunch time school entry period if this duration is 15 minutes or less, expressed in decimal hours.

- 1.7 An employee who is assigned to a "short" point and who is assigned to work more then 1.65 hours per day during the two (2) school crossing periods shall be paid for each day on which additional time is worked as follows:

$$\text{Daily Pay} = \frac{\text{Employee's appropriate Daily Rate} \times \text{Hours/Day}}{1.65}$$

For the purposes of this calculation, hours per day shall equal the total time worked during the two school crossing periods, expressed in decimal hours.

- 1.8 An employee who is assigned to a "short" point and who works an additional crossing period at the "short" point or a lunch time crossing period at another point, shall receive the appropriate "full" point Daily Rate for the days on which this occurs.
- 1.9 School Crossing Guards who work on School Board designated Professional Development days and Spare School Crossing Guards shall be paid for each Professional Development day at their appropriate Daily Rate.

- 1.10 Spare School Crossing Guards shall receive pay for days on which they are available to work but do not work. However, notwithstanding the above, Spare School Crossing Guards shall not receive pay for days on which they are unavailable for work, unless they are recorded as "sick" and are drawing from their sick bank.

## 2.0 STATUTORY HOLIDAYS:

- 2.1 Statutory holidays shall be paid at the employee's appropriate Daily Rate, in accordance with the Employment Standards Act (Ontario), as follows:

Good Friday	Thanksgiving Day
Easter Monday	Christmas Day
Victoria Day	Boxing Day
Canada Day	New Year's Day

- 2.3 An employee shall not be paid for any Statutory Holiday,
- a) if he or she has been absent without good cause, as determined by the Employer, on the scheduled working day immediately preceding or following such Holiday; or,
  - b) if he or she has not been employed by the Employer for at least thirty (30) continuous days; or,
  - c) if he or she does not earn wages on twelve (12) days of the four (4) weeks preceding the holiday.

## 3.0 VACATION:

- 3.1 The March School Break shall be paid at the employee's appropriate Daily Rate of pay.

- 3.2 Vacation time shall not be provided, but shall be paid out at an employee's appropriate <sup>1992 February 25</sup> Daily Rate of pay, based on years of service as follows:

1992	1993	Vacation
less than 1 year	less than 1 year	4% of earnings
less than 5 years	less than 4 years	2 weeks
over 5 years	over 4 years	3 weeks
over 10 years	over 9 years	4 weeks

- 3.3 An employee whose working day changes between a "full" point and a "short" point shall have his or her annual vacation pay adjusted in the year of the change, such that the vacation entitlement will be paid out partially at the "full" point rate and partially at the "short" point rate based on the proportion of months the employee was employed at each rate.
- 3.4 Vacation entitlement up to and including the first two (2) weeks vacation shall be paid out during the Christmas break. The balance of any vacation entitlement shall be paid out in July.

#### 4.0 SICK LEAVE:

- 4.1 Permanent employees accumulate 1 1/2 days sick leave credits per month excluding the months of July and August, up to a maximum of fifteen (15) days sick leave credit per year.

Employees absent for a period in excess of one (1) day are not entitled to the 1 1/2 days sick leave credit.

Where the absence is for a period of not more than three (3) days where such days extend from one calendar month to the next calendar month, the loss of the 1 1/2 day sick leave credit shall only apply to the preceding month.

- 4.2 A permanent employee who has six months or more employment is eligible to draw from his or her sick bank up to the number of days accumulated.
- 4.3 An employee who is eligible for paid sick leave and is off for more than two (2) days must submit a medical certificate for the third day of absence in order to be paid for sick days (up to the number of days in the employees sick bank.)

- 4.4 School Crossing Guards at "full" points and Spare School Crossing Guards are entitled to take up to four (4) School Crossing Periods off for MEDICAL appointments, without using his or her sick bank and without loss of pay.
- 4.5 School Crossing Guards at "short" points are entitled to take up to two (2) School Crossing Periods off for MEDICAL appointments, without using his or her sick bank and without loss of pay.
- 4.6 Any absence of less than one full day will be recorded to the nearest quarter day.
- 4.7 Any absence of one full day will be recorded as a full day absence.
- 4.8 Deductions from an employee's sick bank will be adjusted to the nearest half day.

#### 5.0 SICK LEAVE GRATUITY:

- 5.1 An employee who ceases employment as a School Crossing Guard or a Spare School Crossing Guard and who was employed:
- i) for not less than seven years and not more than twelve years is entitled to a gratuity equal to one half the number of unused days of sick leave standing to his or her credit at his or her appropriate Daily Rate of pay for the year in which employment ceases, provided that in no case shall the amount of the gratuity be more than an amount equal to his or her salary or other remuneration for the immediately preceding sixty-five (65) days excluding the months of July and August;
  - ii) for not less than twelve years is entitled to a gratuity equal to one half the number of unused days of sick leave standing to his or her credit at his or her appropriate Daily Rate of pay for the year in which employment ceases, provided that in no case shall the amount of gratuity be more than an amount equal to his or her salary or other remuneration for the immediately preceding one hundred and thirty (130) days excluding the months of July and August.
- 5.3 An employee whose working day was changed between a "full" point and a "short" point shall have his or her sick leave gratuity calculated partially at the "full" point rate and partially at the "short" point rate, based on the proportion of years the employee was employed at each rate.

- 5.4 When an employee ceases to be employed as a School Crossing Guard or as a Spare School Crossing Guard but continues to be employed by the Employer in an uninterrupted fashion,
- i) the number of unused days of sick leave standing to his or her credit, earned under this terms of employment, is not transferable.
  - ii) the employee may apply for sick leave gratuity under this Terms of Employment.
- 5.5 In the event that an employee dies while in the employ of the Employer, his or her estate is entitled to receive payment of the gratuity in accordance with the provisions of the current Terms of Employment.

#### 6.0 BEREAVEMENT LEAVE:

- 6.1 Three (3) regularly scheduled consecutive work days bereavement leave, without loss of pay on the death of a spouse, common-law spouse, child, parent foster or adopted parent, grandparent, grandchild, brother or sister, parent-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law. Such leave to be taken at the time of that bereavement or at the time the employee receives notification of that bereavement. Proof of bereavement may be required by the Commissioner of Human Resources.

#### 7.0 CLOTHING AND ALLOWANCES:

- 7.1 Uniforms shall be provided by the Employer; except that all Guards shall provide their own footwear acceptable to the Employer.
- 7.2 All Spare School Crossing Guards and School Crossing Guards shall receive \$5.00 per month worked Footwear Allowance, up to a maximum of \$50.00 per year.
- 7.3 The issued uniform shall be worn as prescribed by the Employer.
- 7.4 All Spare School Crossing Guards and School Crossing Guards shall receive \$5.00 per month worked Cleaning Allowance, up to a maximum of \$50.00 per year.
- 7.5 The uniform remains the property of the Employer and must be returned upon termination or when requested.

- 7.6 All Spare School Crossing Guards shall receive \$38.00 per week; (\$7.60 per day) Travel Allowance; except that \$7.60 shall be deducted from said amount for every full day on which he or she is not available for work.
- 7.7 Any School Crossing Guard who works temporarily at a location other than his or her regularly scheduled location, as requested by his or her supervisor, shall receive \$2.50 per school crossing period Travel Allowance if he or she is required to use his or her own vehicle.
- 7.8 Travel allowance shall be paid once per month.
- 7.9 Travel allowance shall not be paid to any Guard working during the SUMMER CROSSING PROGRAM.

#### 8.0 MEDICAL TESTING:

- 8.1 The Employer reserves the right to require the employee to undergo medical testing only to ascertain the employee's ability to discharge his or her duties. The testing shall not be conducted in a discriminatory manner.
- 8.2 When an employee is requested to undergo medical testing it shall be mandatory and it shall be conducted at a place chosen by the Employer and at the Employer's expense.
- 8.3 Failure to submit to medical testing will result in suspension and/or dismissal.
- 8.4 Should the results of an employee's medical testing result in a medical opinion that the employee is "unfit" to discharge his or her duties then the employee will be suspended without pay until such time as the employee is considered to be "fit" to return to duty, as determined by the Employer and the agencies conducting the medical testing on behalf of the Employer.

## 9.0 REPORTING RESPONSIBILITY:

- 9.1 All School Crossing Guards And Spare School Crossing Guards report directly to the:**

**School Crossing Supervisors  
Community Traffic Services Section  
Traffic Department  
City of Hamilton.  
Telephone Number 546-2200**

## 10.0 PROGRAM CHANGES:

- 10.1 School Crossing locations and working hours are established by resolutions of the Municipal Councils of Hamilton, Stoney Creek, Dundas, Ancaster and Flamborough and the Policies and Procedures of the Corporation of the City of Hamilton Traffic Department. Therefore, the Employer reserves the right:

- i) to reduce or increase a point between "Full" and "Short" hours at any location with a minimum of two (2) weeks written notice to affected employees; and,
- ii) to eliminate or add School Crossing locations as required with a minimum written notice to affected employees as specified in the Employment Standards Act (Ontario).

## 11.0 POLICIES AND PROCEDURES:

- 11.1 All School Crossing Guards and Spare School Crossing Guards must comply with the City of Hamilton Traffic Department Policies and Procedures respecting School Crossing Guard Operational Matters. Failure to comply with said policies and procedures will result in disciplinary action.

## 12.0 SUMMER CROSSING PROGRAM

- 12.1 A School Crossing Guard or Spare School Crossing Guard working during the "SUMMER CROSSING PROGRAM" shall be paid for each working day as follows:

$$\text{Daily Pay} = \frac{\text{Employee's appropriate "full" point Daily Rate}}{2.75} \times \frac{\text{hours per day}}{2.75}$$

12.2 An employee working during the "SUMMER CROSSING PROGRAM" shall not earn sick leave credits nor be able to use sick leave credits during his or her employment as a "SUMMER CROSSING GUARD".

12.3 Sections 7.2, 7.4, 7.6 and 7.7 of this Terms of Employment are not applicable to "SUMMER CROSSING GUARDS".

### 13.0 DEFINITIONS

13.1 The following words are defined as used in this Terms of Employment:

School Crossing Guard - any individual hired by the Employer to fulfil the mandate of the job description of the position of School Crossing Guard. School Crossing Guards are assigned to a point on a permanent basis.

Spare School Crossing Guard - any individual hired by the Employer to fulfil the mandate of the job description of the position of Spare School Crossing Guard. Spare School Crossing Guards are not assigned to a point on a permanent basis but must be available on all school days to "fill in" at points when required.

Employee - any individual hired as a School Crossing Guard or Spare School Crossing Guard by the Employer.

Employer - The Corporation of the City of Hamilton.

A "full" point is a location where a guard is assigned to work during the morning entry, lunch dismissal, lunch entry and evening dismissal school crossing periods.

A "short" point is a location where a guard is assigned to work during the morning entry and evening dismissal school crossing periods only.

SUMMER CROSSING PROGRAM - The use of Crossing Guards to cross children during the non-school months of July and August.

SUMMER CROSSING GUARD - A School Crossing Guard or Spare School Crossing Guard who has volunteered and been accepted by the Employer to work during the SUMMER CROSSING PROGRAM.

14.0 CHANGES TO THESE TERMS OF EMPLOYMENT:

- 14.1 This document is <sup>1992 February 25</sup>intended as information and is subject to change by the Employer.

**REPORT OF THE NOMINATING COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Nominating Committee presents its **SECOND** Report for 1992 and respectfully recommends:

1. Approval of the following Citizen appointments:
  - (a) Canadian Football Hall of Fame and Museum Management Committee  
(for a term to expire 1994 November 30)
    - Paul Curle
    - Tony DePaulo
    - Margaret Knill
    - Mario Vespa
  - (b) City of Hamilton Licensing Committee  
(for a term to expire 1994 November 30)
    - Arthur James Child
    - J. R. (Jack) Jones
  - (c) Committee of Adjustment  
(for a term to expire 1994 November 30)
    - Mark Dudzic
    - Michael Greenlee
    - George Korz
    - Bruce Law
    - Nirmal Takhar

- (d) Hamilton Civic Hospitals Board of Directors  
(for a term to expire 1995 December 31)
  - Patricia Mongeon
  - Morris Smurlick
- (e) Hamilton Entertainment and Convention Facilities Inc.  
(for a term to expire 1994 December 31)
  - Angelo Di Ianni
  - S. Jasper Kujavsky
  - J. Cameron Nolan
- (f) Keep Hamilton Clean Committee  
(for a term to expire 1994 November 30)
  - Paddy Chitty
  - William Deeley
  - Rick Kozuch
  - Ronald Volterman
- (g) Municipal Non-Profit (Hamilton) Housing Corporation  
(for a term to expire 1994 November 30)
  - Susan Andrews
  - Sharon Dale Charters
  - Marc Guizzo
  - Robert Kronas
  - Nancie Mleczko
  - Gary Molinaro
- (h) Property Standards Committee  
(for a term to expire 1994 November 30)
  - John Millar

- (i) Public Library Board  
(for a term to expire 1994 November 30)

- Peter Burns	- Peter Rogers
- Trudi Down	- Anna Sbrissa
- Peter Mitchell	- John Syko

2. That the Regional Municipality of Hamilton-Wentworth be advised that the City recommends the following appointments to the following Regional Committees:

- (a) Hamilton Region Conservation Authority  
(for a term to expire 1994 November 30)

- Ronald Bowman
- John Burns
- Robert Helwig
- Alan Stacey

- (b) Land Division Committee  
(for a term to expire 1994 November 30)

- Lindsay Nelson
- Bill Powell, Sr.
- Carlo Silvestri

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. DRURY, CHAIRPERSON  
NOMINATING COMMITTEE**

**John Thompson  
Secretary  
1992 February 25**



1992 March 10

Hamilton City Council  
1992 March 10  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met.

Present: Mayor Robert M. Morrow

Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Jackson, Charters, Anderson, Ross, D'Amico.

Absent: Alderman H. Merling - vacation

Reverend Michael Skrumeda, St. Vladimir Ukrainian Orthodox Church led the Council in prayer.

\* \* \* \* \*

Mayor Morrow presented a civic gold pin to Brian Cunningham in recognition of winning the 1991 Provincial Championship in Judo.

\* \* \* \* \*

Mayor Morrow proclaimed the following:

"The Year For Canada" 1992

\* \* \* \* \*

The minutes of the meeting held 1992 February 25 were taken as read and approved.

\* \* \* \* \*

Correspondence:

1. Resolution dated 1992 February 14 from The Corporation of the City of North York respecting the question of the termination of the 60% Provincial Funding towards the budget of the Credit Counselling Service in Ontario.

**Referred to the Finance and Administration Committee.**

2. Resolution dated 1992 February 4 from the City of St. Catharines respecting Arbitration Award to Fire Fighters.

**Referred to the Finance and Administration Committee.**

3. Resolution dated 1992 February 25 from the Corporation of the City of Windsor respecting a tri-level cost-sharing strategy to meet municipal infrastructure needs.

**Referred to the Finance and Administration Committee**

4. Petition received by City Clerk supporting Amended Zoning Application 91-40, Frank Toth, Tony Di Franco and Angelo Coca, owners, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit single-family development, on property located at Nos. 478 and 488 Rymal Road East, Hamilton, Ontario.

**Received.**

5. Application dated 1992 February 27 from Hope Haven Homes Family Rehabilitation Centre, Hamilton, Ontario respecting a further modification to the "D" (Urban Protected Residential - One and Two Family, Townhouses, etc.) District for 992 Montclair Avenue, Hamilton, Ontario.

**Received.**

6. Application dated 1992 February 25 from St. Stephen-on-the Mount Anglican Church, Hamilton, Ontario respecting a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified, for Block "1" and for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations for Block "2" for property at Nos. 625 and 635 Concession Street, Hamilton, Ontario.

**Received.**

7. Application dated 1992 February 24 from Faith Evangelical Lutheran Church of Hamilton, Hamilton, Ontario for a change in zoning from "C" (Urban Protected Residential, etc.) District to "DE-3" (Multiple Dwellings) District modified, for Block "1", from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified, for Block "2" and for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations for Block "3" for property at No. 1907 King Street East, Hamilton, Ontario.

**Received.**

8. Application dated 1992 February 28 from John Foss, 111 Charles Street, Hamilton, Ontario for a modification to the established "E-3" (High Density Multiple Dwellings) District regulations for property at No. 113 Charles Street, Hamilton, Ontario.

**Received.**

9. Letter dated 1992 March 3 from the five Presidents of the Local Unions of the Canadian Union of Public Employees requesting City Council to reconsider their position of 1992 January concerning the Attendance Management System Policy Statement arising out of the Performance Excellence Program.

**Referred to the Finance and Administration Committee**

\* \* \* \* \*

It was moved by Alderman Copps and seconded by Alderman Wilson that Rule No. 8 of Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to consider a motion dealing with 1992 The Year For Canada. **CARRIED.**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -16.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Copps and seconded by Alderman Wilson that the Council of the Corporation of the City of Hamilton respectfully petition the Government of Canada to proclaim 1992 "The Year For Canada" and that we ask all area Members of Parliament to support this request.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -16.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that the reports of the Transport and Environment Committee, Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be now considered in Committee of the Whole.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

<p><b>TRANSPORT AND ENVIRONMENT COMMITTEE - FOURTH REPORT</b></p>
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**Re: Standard Normal Applications - Ministry of the Environment**

Recorded vote on Section 25

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -13.

NAYS: Aldermen Kiss, Copps, Wilson. -3.

**CARRIED.**

**PARKS AND RECREATION COMMITTEE - FIFTH REPORT**

**Section 2 Re: Living Rock Ministries - Use of Gage Park Bandshell**

Alderman Charters declared personal interest, took no part in the debate and refrained from voting on this matter. Alderman Charters's wife sits on the Board of the Living Rock Ministries.

**PLANNING AND DEVELOPMENT COMMITTEE - FIFTH REPORT**

**Section 7 (a) Re: Region consider possible use of Wentworth County Courthouse as Regional Headquarters**

It was moved by Alderman Drury and seconded by Alderman Ross that Section 7(a) of the Planning and Development Committee be amended to read:

"That the Region consider the recommendations contained in the CAPIC report including the possible use of the Wentworth County Courthouse as a Regional Headquarter when the Provincial Courts move to the former Main Street Post Office;

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -13.

NAYS: Aldermen Kiss, Agro, Copps. -3.

**CARRIED.**

\* \* \* \* \*

**Section 8 Re: Fees for Variances**

It was moved by Alderman Agostino and seconded by Alderman Wilson that section 8 of the Fifth Report of the Planning and Development Committee be amended by deleting the "Recommended Fees" and substituting in lieu thereof the following:

**Recommended Fees**

Variances or Permission ancillary to 1 and 2 family unit uses for owner-occupied	1992	\$190.	effective for one year
--	------	--------	------------------------

Recorded vote.

YEAS: Aldermen Agro, Copps, Wilson, Agostino, Eisenberger, Jackson. -6.

NAYS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Charters,  
Anderson, D'Amico, Ross. -10. **LOST.**

\* \* \* \* \*

**Recommended Fees**

Variances or Permission (all other)	1992	\$350.	effective for one year
-------------------------------------	------	--------	------------------------

Recorded vote.

YEAS: Aldermen Agro, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger. -7.

NAYS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Charters, Jackson,  
Anderson, D'Amico, Ross. -9. **LOST.**

\* \* \* \* \*

It was moved by Alderman Agro and seconded by Alderman Jackson that section 8 of the Fifth Report of the Planning and Development Committee be further amended by deleting the recommended fees for Variances or Permission (all other) and substituting in lieu thereof the following rate:

1992      \$300.      effective for one year.      **LOST.**

\* \* \* \* \*

Recorded vote on Section 8

YEAS:      Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Charters, Anderson, D'Amico, Ross. -10.

NAYS:      Aldermen Agro, Copps, Wilson, Agostino, Eisenberger, Jackson. -6.  
**CARRIED.**

\* \* \* \* \*

**Section 10 Re: Zoning Application 91-65 - St. Lawrence Cement Inc. - 475 Nebo Rd.**

Recorded vote on Section 10

YEAS:      Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Anderson, D'Amico, Ross. -13.

NAYS:      Aldermen Kiss, Copps, Jackson. -3.      **CARRIED.**

FINANCE AND ADMINISTRATION COMMITTEE - SEVENTH REPORT

Section 3 Re: Continued Joint Use of Bell Canada's Centrex Telephone Services

Alderman Wilson declared personal interest, took no part in the debate and refrained from voting on this matter. Alderman Wilson's wife is employed by Bell Canada.

\* \* \* \* \*

RESOLUTIONS

It was moved by Alderman D'Amico and seconded by Alderman Ross that Rule No. 8 of the Procedural By-law be invoked for this meeting of City Council in order to permit the consideration of a motion respecting James Street Baptist Church. **CARRIED.**

\* \* \* \* \*

It was moved by Mayor Morrow and seconded by Alderman Ross that City Council support the application of James Street Baptist Church to the Ministry of Culture and Communications for a heritage grant in the amount requested by them to assist with the structural repairs, etc. carried out to save this historical designated property. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, and resolutions, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross.  
-15.

NAYS: -0.

CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that the following Bills be now read a first time:

A-25, A-26, A-27, A-28.

B-1.

C-29, C-30, C-31, C-32, C-33, C-34, C-35, C-36, C-37, C-38, C-39.

H-16, H-17.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross.  
-15.

NAYS: -0.

CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

A-25, A-26, A-27, A-28.

B-1.

C-29, C-30, C-31, C-32, C-33, C-34, C-35, C-36, C-37, C-38, C-39.

H-16, H-17.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-25, A-26, A-27, A-28.

B-1.

C-29, C-30, C-31, C-32, C-33, C-34, C-35, C-36, C-37, C-38, C-39.

H-16, H-17.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

1992 March 10

It was moved by Alderman Kiss and seconded by Alderman Agro that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-25, A-26, A-27, A-28.

B-1.

C-29, C-30, C-31, C-32, C-33, C-34, C-35, C-36, C-37, C-38, C-39.

H-16, H-17.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 8:55 o'clock p.m.

\* \* \* \* \*

J. J. Schatz, City Clerk

1992 March 10

## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FOURTH** Report for 1992 and respectfully recommends:

1. That permission be granted to the Zonta Club of Hamilton II to erect service club signs in accordance with By-law No. 86-77.
2.
  - (a) That City lands, Block 44, Plan 62M-688, be incorporated into Westlawn Drive.
  - (b) That the by-law to carry out the incorporation of the said lands into the foregoing street be enacted by Council.
  - (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.
3.
  - (a) That the submitted schedule of works be adopted for inclusion in the Subdivision Agreements with the Owners for the estimated cost of services in:

"CLAUDETTE GARDENS - PHASE I, Hamilton"

City's Share - Nil

Subdivider's Share - \$109,265.60

"CLAUDETTE GARDENS - PHASE 2, Hamilton"

City's Share - Nil

Subdivider's Share - \$ 28,464.00

- (b) That the Mayor and the City Clerk be authorized and directed to execute the proposed subdivision agreements between the City and the Owners of Claudette Gardens - Phase I and Claudette Gardens - Phase 2 subdivisions.
  - (c) That approval of the above clauses be subject to the condition that no work be commenced until the Final Plans and Subdivision Agreements have been registered.
  - (d) That in the event the subdivider wishes to proceed prior to the registration of the Final Plans and Subdivision Agreements, they should be allowed to do so at their own risk provided they enter into a standard agreement for pre-servicing.
4. That the application of M. Temperley, agent for the Hess Village Merchants Association (24 Hess Street South, Hamilton L8P 3M8) to display a promotional banner across Main Street West, in front of City Hall from Monday, 1992 July 6 to Monday, 1992 July 13 with the following message, be approved:

HESS VILLAGE JAZZ FESTIVAL  
JULY 17 - 19

5. (a) That three-way stop control be implemented at the intersection of Grandville Avenue and Violet Drive; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
6. (a) That the existing "Three Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on both sides of Linwood Avenue between Aberdeen Avenue and Homewood Avenue be removed; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.

7. (a) That the existing "Alternate Side Parking" regulation on Grosvenor Avenue North between Roxborough Avenue and Cannon Street East be changed such that parking is prohibited;
  - on the west side of the street during the months of December, January, February, March and from the 1st to the 15th of April, May, June, July, August, September, October and November; and
  - on the east side of the street from the 16th to the last day of April, May, June, July, August, September, October and November; and(b) That the City Traffic By-law No. 89-72 be amended accordingly.
8. (a) That a "No Stopping" regulation be implemented on the west side of Tolton Avenue commencing at a point 123 feet north of Roxborough Avenue and extending to a point 25 feet northerly therefrom; and
  - (b) That the Traffic Department be directed to review this matter in six months time, and report back to the Committee, if necessary, on whether or not the applicant has complied with the Zoning By-law; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
9. (a) That a "No Parking" regulation be implemented on the north side of McElroy Road West between West 3rd Street and West 5th Street; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
10. (a) That a "No Parking" regulation be implemented on the west side of Gloucester Road between Aberdeen Avenue and Inglewood Drive; and
  - (b) That a "Three Hour Parking Time Limit, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the east side of Gloucester Road commencing at Aberdeen Avenue and extending to a point 147 feet southerly therefrom; and
  - (c) That a "No Parking" regulation be implemented on the east side of Gloucester Road commencing at a point 147 feet south of Aberdeen Avenue and extending to a point 91 feet southerly therefrom; and

- (d) That the City Traffic By-law No. 89-72 be amended accordingly.
11. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of West 32nd Street, commencing at Bendamere Avenue and extending to a point 121 feet northerly on the east side and 123 feet northerly on the west; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
12. (a) That the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the west side of Walnut Street, which commences at a point 54 feet north of Hunter Street and extends to a point 100 feet northerly therefrom, be shortened, such that the regulation commences at a point 54 feet north of Hunter Street and extends to a point 77 feet northerly therefrom; and
- (b) That a two hour parking meter be installed on the west side of Walnut Street commencing at a point 131 feet north of Hunter Street and extending to a point 23 feet northerly therefrom; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.
13. (a) That a "No Stopping, Wheelchair Loading Only, 11:00 a.m. to 6:00 p.m., seven days a week" regulation be implemented on the south side of Central Avenue, commencing at a point 32 feet west of Weir Street and extending to a point 24 feet westerly therefrom; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
14. (a) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the east side of Brigade Drive, commencing at a point 205 feet north of Byng Street and extending to a point 40 feet northerly therefrom; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.

15. (a) That a "No Stopping, Wheelchair Loading Only, 9:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the east side of James Street North, commencing at a point 124 feet north of Macauley Street and extending to a point 25 feet northerly therefrom; and  
  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
16. That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to each of the first four eligible applicants residing at No. 41 - 43 Herkimer Street.
17. (a) That the purchase of the land beneath two former rail lines crossing Ewen and Rifle Range Roads (Parts 4 and 6, 62R-11818) from C.P. Rail at a price of \$2,000.00 be approved in accordance with the terms of the Letter of Agreement dated 1992 February 13. The administration fee of \$2,000.00 be charged to Account No. CH5X323 00102 (Reserve for Property Purchases).  
  
(b) That upon completion of the purchase and removal of the tracks, the Senior Director, Roads Department, be authorized and directed to prepare by-laws to establish the land acquired to form part of Ewen and Rifle Range Roads.  
  
(c) That the Mayor and City Clerk be authorized to execute the Letter of Agreement dated 1992 February 13.
18. That a purchase order be issued to Niagara Paint & Chemical Co. Ltd., Hamilton, for the supply and delivery of Traffic Paint as and when required during 1992, being the lowest of three tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, at the following prices, and that this expenditure be financed through Pavement Markings Material Account No. 56153 75999:

White and Yellow non-coning in 205 litre containers	\$ 1.78 litre
White and Yellow coning in 20 litre containers	\$ 1.88 litre

G.S.T. and P.S.T. extra

19. That purchase orders be issued for the supply and delivery of Asphalt as and when required during 1992 by the Public Works Department, being the lowest of four (4) tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and that these expenditures be financed from Stock Materials Account No. CH56197 60999, as follows:

(a) <u>Cayuga Materials &amp; Construction, Simcoe</u>		
Steel Slag Asphalt	\$	45.00
Asphalt Surface Course H.M.3		42.76
Asphalt Binder Course H.M.5		38.35
Liquid Asphalt Cement		1.45 litre
(b) <u>Taro Aggregates, Hamilton</u>		
Asphalt Surface Course H.M.3	\$	40.00
Asphalt Binder Course H.M.5		36.00
Cold Laid Patching Material		59.00
(c) <u>Red-D-Mix Concrete, Hamilton</u>		
Steel Slag Asphalt	\$	42.00
Asphalt Surface Course H.M.3		41.75
Asphalt Binder Course H.M.5		37.00
Liquid Asphalt Cement		2.00 litre
Cold Laid Patching Material		59.00
(d) <u>Norjohn Limited, Thorold</u>		
Cationic Emulsion CRS-2 delivered	\$	0.2824 litre
Cationic Emulsion CRS-2 latex delivered	\$	0.3594 litre

G.S.T. and P.S.T. extra where applicable. Prices per tonne, picked up, unless otherwise specified.

20. That purchase orders be issued for the supply and delivery of Aggregates as and when required during 1992 by the Public Works Department, being the lowest of twelve (12) tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and that these expenditures be financed from Stock Materials Account No. CH56197 60999, as follows:

(a) Lakeview Sand & Gravel Ltd., Paris

Granular 'A'	\$ 7.60
19mm Clear	9.10
19mm Crusher Run	7.80

(b) Steetley Lime & Aggregates, Dundas

9.5mm and 6.4mm chips Washed	\$ 11.50
Athlete Field Lime	13.55

(c) Cayuga Materials & Construction, Simcoe

9.5 mm Screenings	\$ 8.10
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G.S.T. and P.S.T. extra where applicable. Prices per tonne, delivered.

21. That purchase orders be issued for the supply and delivery of Concrete as and when required during 1992 by the Public Works Department, being the lowest of six (6) tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and that these expenditures be financed from Stock Materials Account No. CH56197 60999, as follows:

(a) Delta Ready Mix Limited, Hamilton

Sidewalk, Curb, Roadway Concrete	delivered	\$ 86.60 m <sup>3</sup>
Unshrinkable Fill	delivered	37.90 m <sup>3</sup>
	picked up	37.00 m <sup>3</sup>

(b) Independent Ready Mix, Hamilton

Sidewalk, Curb, Roadway Concrete	delivered	\$ 88.90 m <sup>3</sup>
Unshrinkable Fill	delivered	41.50 m <sup>3</sup>
	picked up	37.50 m <sup>3</sup>

(c) Premier Concrete, Hamilton

Sidewalk, Curb, Roadway Concrete	picked up	\$ 82.00 m <sup>3</sup>
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G.S.T. and P.S.T. extra where applicable

22. (a) That the following changes be made in the maximum charges per metre of frontage for Local Improvement construction:

<u>Item</u>	<u>Maximum Charge per Metre of Frontage</u>	
	<u>Existing 1991</u>	<u>Proposed 1992</u>
i. Curb Only	\$ 69.00	\$ 80.00
ii. Sidewalks Only	\$ 86.00	\$ 80.00
iii. Sidewalks and Independent Curbs or Combined Sidewalks and Curbs	\$ 138.00	\$ 137.00
iv. Roadway Only	\$ 240.00	\$ 223.00
v. Alleys	\$ 92.00	\$ 93.00
vi. Roadway and Curbs Only (Industrial Subdivisions)	\$ 314.00	\$ 306.00

- (b) That the City Solicitor be authorized and directed to amend the Local Improvement By-law.

23. (a) That the appropriate by-law for the sale of the alley lying immediately north of Lot 50 and west of Lot 2, Registered Plan 541, described as Parts 1 and 2 on Plan 62R-11914, be forwarded to City Council for enactment on 1992 March 10.
- (b) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.

24. (a) That the City Solicitor be authorized to make an application to a District Court Judge under Section 82 of The Registry Act, R.S.O. 1980, for an order to stop-up and close a portion of the unassumed east/west alleyway at the rear of No. 615 Main Street East;
- (b) That the Commissioner of Transportation/Environmental Services be directed to sign an affidavit setting out that no public funds have been expended on the alley to be closed.
- (c) That the documentation regarding the application to the District Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor, and that the applicant be responsible for all fees payable in District Court.
- (d) That the applicant register a reference plan under The Registry Act, said plan to be prepared by an Ontario Land Surveyor, to the satisfaction of the Regional Surveyor, and to delineate the manner in which the closed portion is to be distributed among the abutting owners, and that the applicant deposit a reproducible copy of said plan with the Regional Surveyor.
- (e) That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval for the proposed closing pursuant to Section 48 of The Regional Municipality of Hamilton-Wentworth Act.
- (f) That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owners.
- (g) That the applicant provide an easement to Bell Canada for their existing plant on the north side of the proposed closure.
- (h) That the applicant provide an easement to Hamilton Hydro for their overhead wires located in the subject area.

Provided the Judge's Order to close the highway is granted:

- (a) That the Commissioner of Transportation/Environmental Services be directed to prepare a by-law for the sale of the closed highway to the abutting owner(s).
- (b) That the City Clerk be directed to publish a notice pursuant to Section 301 of The Municipal Act, R.S.O. 1980, of the City's intention to pass the by-law.

25. (a) That the Director of Public Works and the Senior Director of Roads respond directly to the Ministry of the Environment on behalf of the City of Hamilton on standard, normal applications submitted to the Ministry of the Environment and;
- (b) That the Director of Public Works and the Senior Director of Roads submit an information report to the Transport and Environment Committee to keep the elected representatives apprised of such applications and;
- (c) That the Director of Public Works and the Senior Director of Roads send a recommendation report to the Transport and Environment Committee on exceptional situations to advise the Committee of the particular circumstances.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -13.

NAYS: Aldermen Kiss, Copps, Wilson. -3. **CARRIED.**

26. (a) That approval be given to Grindstone Properties Ltd. for the construction of a temporary turning lane through the MacNab Street bus loading platform; and
- (b) That the entire cost of constructing the turning lane and all associated works be borne by Grindstone Properties Ltd.; and
- (c) That the estimated cost of restoring the bus loading platform be paid in advance by Grindstone Properties Ltd. to Account No. CH59001 60910.
27. (a) That the City of Hamilton continue supplying potable water to only those 15 residences in the Mount Albion Falls area where water has been supplied over a number of years by the City, at an estimated annual cost of approximately \$26,000.00/year.
- (b) That the City of Hamilton discontinue this service if the residences are acquired for the Freeway.
28. That the speed limit on Owen Place be reduced from 50 k.p.h. to 40 k.p.h. on a 6 month trial basis.

29. (a) That the Chairperson of the Transport and Environment Committee or his designate be authorized to attend the Ontario Traffic Conference Annual Convention to take place on 1992 May 31 to June 3, Pembroke, Ontario.  
  
(b) That costs for attendance be allocated to Aldermen Travel Account No. CH55201 10010 from the 1992 Operating Budget.
30. That Alderman V. Agro pursue the transfer of the property beyond the retaining wall at 201 Bay Street North to the City so that a fence can be erected on the property line as per Council's fence policy at a cost not to exceed \$500.00.
31. (a) That authorization be given for the Beth Tikvah Group Home to purchase two parking permits to exempt vehicles from the time limit parking restriction on Arkell Street.  
  
(b) That, if necessary, the appropriate by-law be amended accordingly.
32. That leave be granted to introduce the following Bills:
  - (a) **Bill A-25** By-law to Incorporate Block 44, Plan 62M-688 into Westlawn Drive
  - (b) **Bill A-26** By-law to Authorize the Sale of Part of an Alley According to Register Plan No. 541
  - (c) **Bill A-27** By-law to Amend By-law No. 89-72 to Regulate Traffic
  - (d) **Bill A-28** By-law to Amend By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRPERSON  
TRANSPORT AND ENVIRONMENT COMMITTEE**

Kevin C. Christenson  
Secretary

1992 March 2

## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FIFTH** Report for 1992 and respectfully recommends:

1. That approval be granted of the action-taken by the Director of Culture and Recreation in approving the request by the Department of National Defence to use Eastwood Park to hold "The Flying Tigers" - eight military helicopter landing exercise, 1992 April 11 from 8:30 a.m. to 6:00 p.m., subject to the following terms and conditions:
  - (a) That insurance, in the amount of \$2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided.
  - (b) That the applicant assume responsibility for all labour-related costs as a result of this event i.e. clean-up.
  - (c) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
  - (d) That the Military Police will be provided to seal off the area to ensure safety of the area.
2. That approval be granted of the action-taken by the Director of Culture and Recreation in approving the request by the Living Rock Ministries to use the Gage Park bandshell to host the "Battle of the Bands", 1992 July 25 from 11:00 a.m. to 11:00 p.m., subject to the following terms and conditions:
  - (a) That insurance, in the amount of \$2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided.
  - (b) That the applicant assume responsibility for all labour-related costs as a result of this event i.e. clean-up.

- (c) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
- 3. That approval be granted of the action taken by the Director of Culture and Recreation in approving the request by the International Society of Arboriculture to use Gage Park (northwest of the bandshell) to host the "Tree Climbing Jamboree", 1992 June 13 from 8:00 a.m. to 5:00 p.m., subject to the following terms and conditions:
  - (a) That insurance, in the amount of \$2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided.
  - (b) That the applicant assume responsibility for all labour-related costs as a result of this event i.e. clean-up.
  - (c) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
  - (d) That the rain date for this event will be 1992 June 14.
- 4. That the Director of Culture and Recreation be authorized to review the parking situation at all Culture and Recreation facilities with the Manager of the Parking Authority to prepare a Culture and Recreation Parking Management Plan for existing and new Culture and Recreation parking lots.
- 5. That approval be given to expand the existing fenced area for pre-school play in Scott Park from 20' x 60' to 20' x 80'.
- 6.
  - (a) That the first phase of the Red Hill Creek Recreational Master Plan Centre CF629054013 be reduced from \$1,047,850.50 to \$47,850.50.
  - (b) That the remaining funds of \$1,000,000.00 be forwarded to the Finance and Administration Committee for disposition.

1992 March 10

7. That leave be granted to introduce the following Bill:

**B-1** By-law to Amend Cemeteries By-law No. 8861 Respecting Revised  
Tariff of Charges.

**Respectfully Submitted,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

Kevin C. Christenson  
Secretary

1992 March 3

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FIFTH** Report for 1992 and respectfully recommends:

1. That approval be given to the following alterations to the designated facades of 105 Aberdeen Avenue, pursuant to the provisions of the Ontario Heritage Act, 1983;
  - (a) Addition of deck and stairway to the east facade, extending from north facade of east rear wing (family room) to front (north) facade; constructed of wood with iron railing;
  - (b) Insertion of two sets of French doors opening onto the new deck: one on the east facade (involving the removal of one existing sash window) and one on the north facade of east rear wing (presently a blank wall).
2. That the Building Commissioner be authorized to issue a demolition permit for 420 Wilson Street.
3.
  - (a) That, under the Central/Beasley PRIDE Programme, lights be installed on the south side of Lockwood Motors Limited building located at 69 Kelly Street adjacent to Beasley Park, at an estimated cost of \$1,300. to improve lighting levels in the Park; and,
  - (b) That the Mayor and City Clerk be authorized to execute an agreement to attach and maintain the lighting fixtures to the private property; and,
  - (c) That the City Solicitor be authorized to register the lighting agreement on title.
4.
  - (a) That the Town of Flamborough's "Recommended Actions for the Preferred Growth Concept (Growth Strategy Study)" does not have an effect on the planning intentions of the City of Hamilton; and,
  - (b) That the City Clerk advise the Town of Flamborough of City Council's decision.

- (b) That the City Clerk advise the Town of Flamborough of City Council's decision.
- 5. (a) That the City Solicitor be directed to prepare a by-law to remove part-lot control from Lot 5, Registered Plan 62M-653, located on the south side of Silverton Drive, west of Upper Ottawa Street, in the Templemead Neighbourhood, City of Hamilton, for presentation to Council.
- (b) That the Regional Municipality of Hamilton-Wentworth be requested to approve the by-law once passed by City Council.
- 6. That the Region be requested to grant a one-year extension to the draft approval for "Wisemount Forest Survey" Subdivision (Regional File No. 25T-83004).
- 7. (a) That the Region consider the recommendations contained in the CAPIC report including the possible use of the Wentworth County Courthouse as a Regional Headquarter when the Provincial Courts move to the former Main Street Post Office; **AMENDED AND CARRIED.**
- (b) That a copy of the CAPIC report dated 1992 February 26 be forwarded to the Region.

Recorded vote on 7 (a)

YEAS: Mayor Morrow, Aldermen Cooke, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -13.

NAYS: Aldermen Kiss, Agro, Copps. -3.

**CARRIED.**

8. That By-Law No. 87-350 prescribing fees in relation to administrative costs be appropriately amended to establish a stepped schedule of fees in relation to types of applications made to the Committee of Adjustment as follows:

**RECOMMENDED FEES**

	1991	1992 April 1	1993 Jan. 1	1994 Jan. 1
Variances or Permission ancillary to 1 and 2 family unit uses	\$250.00	\$250.00	\$250.00	\$250.00
Variances or Permission (all other)	\$250.00	\$300.00	\$350.00	\$400.00

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Charters Anderson, D'Amico, Ross.-10.

NAYS: Aldermen Agro, Copps, Wilson, Agostino, Eisenberger, Jackson. -6

**CARRIED.**

9. That Zoning By-law 6593 be amended as follows:

Section 2(2)(k)vii

"owner means the person, corporation or other entity registered on title as owner or any person, corporation or other entity having control of the property, including those receiving rents for the property, whether on their own account or as agent or trustee of any other person or entity."

10. That approval be given to amended Zoning Application 91-65, St. Lawrence Cement Inc., owner for a further modification to the existing "M-15" (Prestige Industrial) District regulations to permit either a ready mix concrete plant and contractor's yard/office or an asphalt plant including a contractor's yard/office for property located at 475 Nebo Road, as shown on the attached map marked as Appendix "A", on the following basis:

- (a) That the "M-15" (Prestige Industrial) District regulations as set out under Section 17G of Zoning No. By-law 6593, applicable to the subject lands, be modified to include the following variances as special requirements:
  - (i) That notwithstanding Section 17G(1)(c) of By-law No. 6593, the following Industrial Uses shall be permitted:
    - (1) a ready-mix concrete plant or an asphalt mixing plant, but not both uses.
  - (ii) That notwithstanding Section 17G(2)(a)(1) of By-law No. 6593, a maximum height of 21.0 m shall be permitted for the ready-mix concrete plant only;
  - (iii) That notwithstanding Section 17G(2)(b) of By-law No. 6593, a minimum set back of 10.0 m shall be provided and maintained for every building and structure from the TransCanada Pipeline right-of-way; and,
  - (iv) That a chain link fence of not less than 1.8 m and not more than 2.0 m in height shall be provided and maintained along the northerly, easterly and southerly lot lines;
- (b) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1265, and that the subject lands on Zoning District Map E-59E be notated S-1265;
- (c) That By-law No. 80-223, applicable to the subject lands, be repealed;
- (d) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-59E for presentation to City Council; and,
- (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Anderson, D'Amico, Ross. -13.

NAYS: Aldermen Kiss, Copps, Jackson. -3.

**CARRIED.**

11. That approval be given to amended Zoning Application 91-79, Angelo Salciccioli, prospective owner, requesting a change in zoning from "L-mr-1" (Planned Development - Multiple Residential) District to "DE-3" (Multiple Dwellings) District to permit a ten (10) unit stacked townhouse development, for the property located at 1067 Rymal Road East, as shown on the attached map marked as Appendix "B", on the following basis:
  - (a) That the subject lands be rezoned from "L-mr-1" (Planned Development - Multiple Residential) District to "DE-3" (Multiple Dwellings) District;
  - (b) That the "DE-3" (Multiple Dwellings) District regulations as contained in Section 10C of Zoning By-Law No. 6593 applicable to the subject lands, be modified to include the following variances as special requirements:
    - (i) That notwithstanding Section 10C(3)(iii)(b) of Zoning By-law No. 6593, a rear yard of a depth of at least 6.76m shall be provided and maintained along the northerly lot line;
    - (ii) That notwithstanding Section 10C(5) of By-Law No. 6593, a maximum of ten (10) dwelling units shall be permitted;
  - (c) That the amending By-Law be added to Section 19B of Zoning By-Law No. 6593 as Schedule S-1266, and that the subject lands on Zoning District Map E-49D be notated S-1266;
  - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-49D for presentation to City Council;
  - (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
  - (f) That the approved Templemead Neighbourhood Plan be amended by redesignating the subject lands from "Attached Housing" to "Low Density Apartments".
12. That City Council re-affirm its resolution passed 1987 June 23 authorizing the City Clerk to petition the Ontario Government on behalf of City Council, to amend Section 33 of the Planning Act to ensure that no person shall demolish or cause to be demolished any residential building or part thereof unless he is the holder of a permit issued by Council under this section.

13. That leave be granted to introduce the following Bills:

- (a) Bill C-29 A By-law to adopt Official Plan Amendment No. 106 respecting lands located in the area north of Eastgate Court and west of Centennial Parkway North within the Kentley Neighbourhood
- (b) Bill C-30 A By-law to amend By-law No. 86-98 respecting members of the Board of Management of the Westdale Business Improvement Area
- (c) Bill C-31 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1314 Upper Wentworth Street
- (d) Bill C-32 A By-law to establish Site Plan Control respecting land located at Municipal No. 1314 Upper Wentworth Street
- (e) Bill C-33 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 147-155 Dundonald Avenue
- (f) Bill C-34 A By-law to establish a Board of Management for the Main Street West Esplanade Business Improvement Area generally comprised of lands on the east and west sides of Main Street West between Locke Street on the west and Queen Street on the east
- (g) Bill C-35 A By-law to amend By-law No. 87-308 respecting Members of the Board of Management of the Barton General Business Improvement Area.
- (h) Bill C-36 A By-law to amend Zoning By-law No. 6593 respecting lands located north of Stone Church Road West and west of Upper James Street
- (i) Bill C-37 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 52 Heather Road
- (j) Bill C-38 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 66 Alderson Drive

1992 March 10

- (k) Bill C-39 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 809 Main Street East and 100 Barnesdale Boulevard

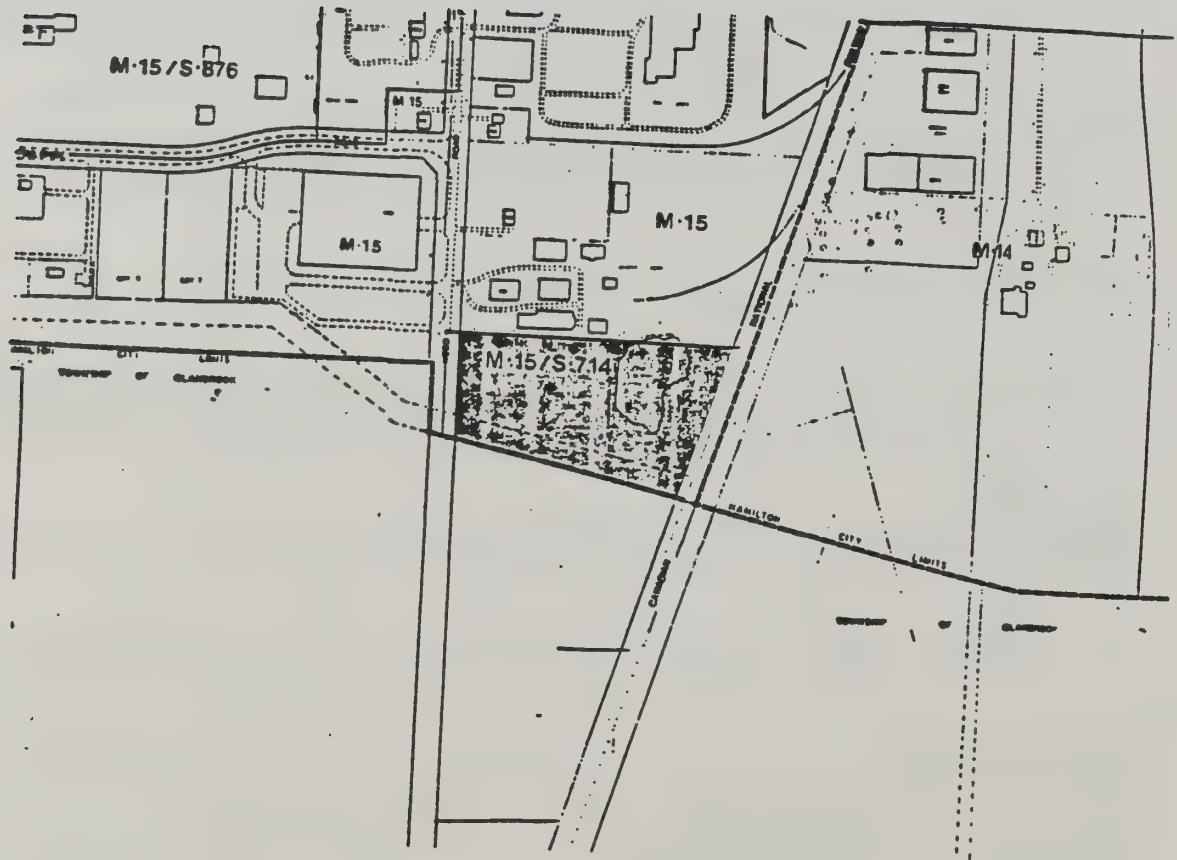
RESPECTFULLY SUBMITTED,

ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello  
Secretary  
1992 March 4

1992 March 10

Appendix "A" referred to  
in Section 10 of the Fifth  
Report of the Planning and  
Development Committee for 1992



**Legend**

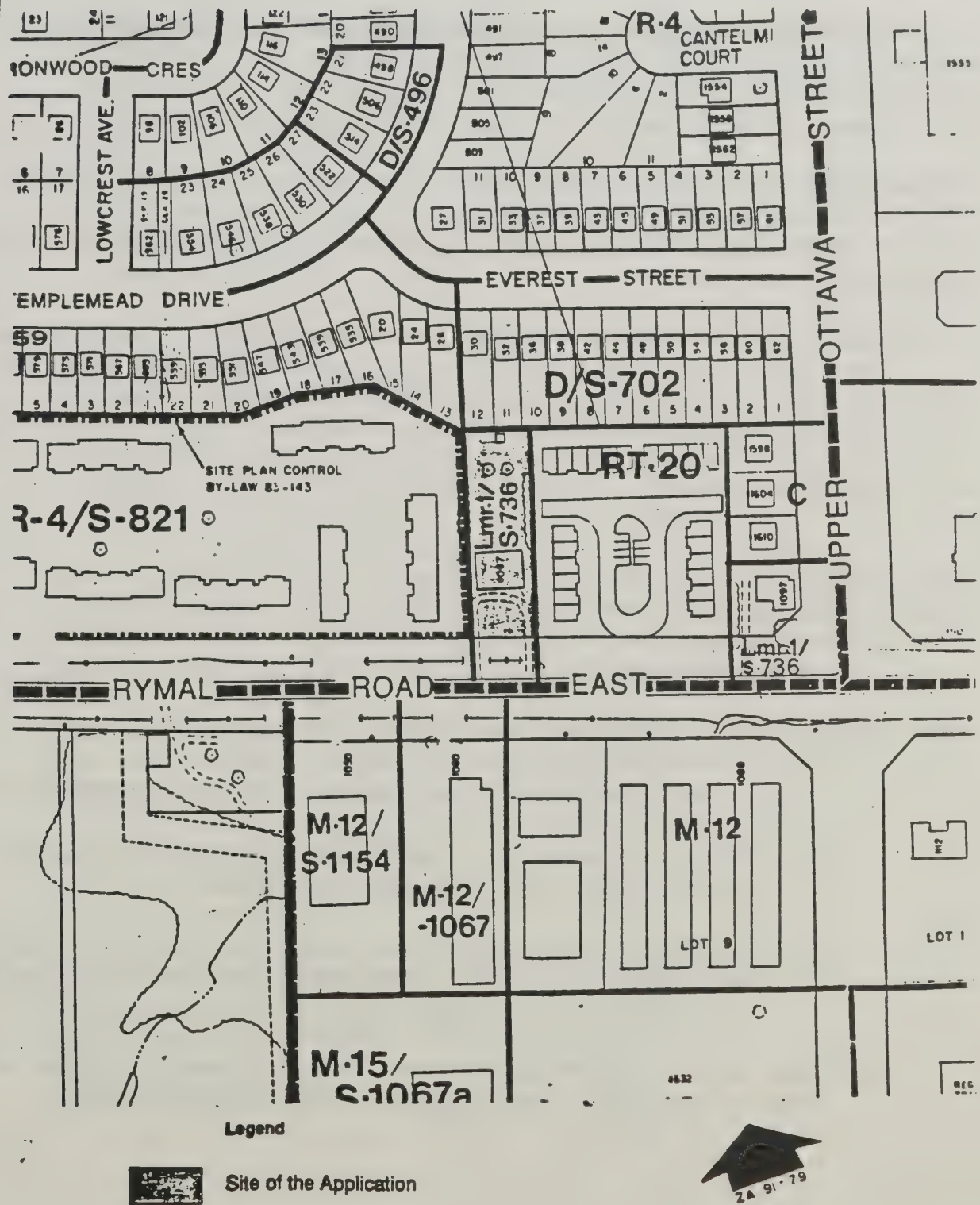


Site of the Application



1992 March 10

Appendix "B" referred to  
in Section 11 of the Fifth  
Report of the Planning and  
Development Committee for 1992



## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SEVENTH** Report for 1992 and respectfully recommends:

1. That a purchase order be issued to Lilo Products, Hamilton, being the lowest evaluated bid based on post-consumer waste content of eleven tenders received, for the supply and delivery of janitorial paper during 1992, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Purchasing Stores Inventory Account No. 56103 28999, as follows:

Singlefold towels	\$ 17.44 case
Multifold towels	14.05 case
Interfold tissue	46.57
Toilet tissue	16.75
10" Roll white paper	22.54

G.S.T. at 7% and P.S.T. at 8% extra to above prices.

2. (a) That permission be granted to The Canadian Red Cross Society as follows:
  - (i) To fly the Canadian Red Cross Society flag at City Hall throughout the month of March, 1992 during Red Cross month.
  - (ii) To place a display at the west end of the second floor foyer at City Hall from Tuesday, 1992 February 25 - Tuesday, 1992 March 31, to promote the Red Cross services/programmes to the Hamilton community.
- (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

3.
  - (a) That the City of Hamilton advise the Region of Hamilton-Wentworth that the City wishes to continue the joint-use of Bell Canada's Centrex Telephone services for the 60 month period beginning 1992 March 31, subject to Ontario Municipal Board approval.
  - (b) That the Director of Information Systems be authorized and directed to execute equipment schedules to the Master Centrex Telephone Agreement on behalf of the City, as approved by Council, provided the following conditions have been satisfied:
    - (i) that the schedule be in a form satisfactory to the City Solicitor;
    - (ii) that the requisite expenditure is contained in an approved Budget and is within the Council's adopted purchasing policy; and,
    - (iii) that a copy of the Master Agreement, as executed by the Region and Bell Canada is on file with the City Clerk.
4. That, as referred to in Item 6 of the Fifth Report of the Parks and Recreation Committee for 1992, the \$1,000,000. available balance of funds previously allocated for the first phase of the Red Hill Creek Recreational Master Plan, Centre CF629054013, be returned to the 5% Park Dedication Fund.
5. That the Corporation of the City of Hamilton accept the Plaintiffs' Offer to Settle dated 1992 February 19, in Ontario Court (General Division) Action No. 6905/87 by paying the following amounts:
  - (a) Damages including special  
and general damages plus  
pre-judgment interest \$ 7,801.
  - (b) Part of Plaintiffs legal costs \$ 1,500.
  - (c) One half of the Plaintiffs disbursements \$ 1,935.
  - (d) 20% of the O.H.I.P. claim \$ 1,264.
  - TOTAL \$12,500.

6. That the City remit the sum of \$44,000. to Leo Barnett, in full settlement of the costs and disbursements arising out of the expropriation of 10-14 Market Square.
7. That the request of the Fly the Flag for Canada Committee to display the City of Hamilton Crest on a promotional poster for distribution and display nationwide, free of charge, be approved.
8. That the following resolutions which were referred to the Finance and Administration Committee by City Council on 1992 February 25, for consideration and recommendation, be received:

(a) TOWNSHIP OF COLCHESTER NORTH

"WHEREAS residents of Colchester North and residents of the Province of Ontario pay taxes to support programs of the Provincial Government;

AND WHEREAS the cost of financing Ontario's deficit is \$13,684.931.50 per day for interest alone;

AND WHEREAS the Province of Ontario continues to introduce new legislation, which is legislating and taxing industry to death or forcing industry to locate out of the province, and the introduction of new programs, new commissions and new agencies cost millions of the taxpayers' dollars to operate;

THEREFORE be it resolved that the Township of Colchester North recommends the abandonment of all new social initiative programs, new commissions, new agencies and proposed legislation until such time as the Province recovers from the present economic situation;

AND FURTHER that the Province make immediate changes to focus tax dollars on initiatives that will help the economic recovery of the Province;

AND FURTHER that this resolution be circulated to the municipalities of Essex County, cities, counties, regions of Ontario, Premier B. Rae, AMO, ROMA, and local members of the Provincial Government."

(b) CITY OF CORNWALL

"WHEREAS the Province of Ontario is experiencing a severe decline in its revenues;

AND WHEREAS the Premiere of Ontario, Bob Rae, has advised municipalities, universities, school boards, and hospitals (M.U.S.H.) that provincial allocations will be held at 1%, 2%, 2% increases respectively over the next three years;

AND WHEREAS Provincial programs such as Pay Equity are impacting overwhelmingly on the budgets of M.U.S.H.;

THEREFORE be it resolved that the City of Cornwall petition the Province to freeze implementation of this program to allow M.U.S.H. to cope with reduced revenues and increasing costs;

AND FURTHER be it resolved that this resolution be forwarded to other Ontario Municipalities of 45,000 population or more for their endorsement including AMO and Mr. John Cleary, M.P.P."

(c) CITY OF OSHAWA

"WHEREAS on 1991 December 18, General Motors Corporation announced that a major restructuring of the Corporation is underway;

AND WHEREAS General Motors Corporation in Oshawa employs approximately 19,000 area residents directly in their operations;

AND WHEREAS the automobile manufacturing and related industries employ approximately 150,000 people across Canada accounting for approximately one-half of Canada's manufacturing Gross Domestic Product and 6 to 8 percent of Canada's total economic output;

AND WHEREAS the restructuring of any General Motors' facilities in Oshawa would have profound economic consequences across the country;

BE IT RESOLVED that City Council request that the area Members of Parliament and members of Provincial Parliament initiate quick and decisive actions within their areas of jurisdiction in order to improve the business environment so as to ensure the continued viability of General Motors Corporation in Oshawa specifically and in Canada generally;

AND FURTHER that a copy of this resolution be forwarded to the area Members of Parliament and Members of Provincial Parliament;

AND FURTHER that a copy of this resolution be forwarded to selected municipalities across Ontario requesting them to pursue their local Members of Parliament and Members of Provincial Parliament to initiate actions by the Provincial and Federal Governments to ensure the continued viability of General Motors in Oshawa, specifically and in Canada, generally."

(d) REGIONAL MUNICIPALITY OF NIAGARA

"That Regional Council of Niagara endorse and submit to the Minister of Labour, the Brief entitled "The Regional Municipality of Niagara's ~~Response~~ to the Minister of Labour on Proposed Reform of the Ontario Labour Relations Act"; and,

That the Minister of Labour be advised that the proposed reform of the Ontario Labour Relations Act does not address nor reflect the labour relations environment of local government in Ontario, and if adopted, could have detrimental effects on labour relations in local government; and,

That a Task Force be immediately established to address difficulties that municipalities have with outdated arbitration laws under the Fire, Police and Hospital Labour Acts; and,

That this resolution and Brief by the Regional Municipality of Niagara be circulated to the local members of Provincial Parliament, local area municipalities, and municipalities in Ontario with a population in excess of 100,000 for support."

1992 March 10

9. That leave be granted to introduce the following Bills:
- (a) Bill H-16 A By-law respecting Appointments to the Hamilton Entertainment and Convention Facilities Inc.
  - (b) Bill H-17 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**John Thompson  
Secretary  
1992 March 5**



March 19, 1992

Special Meeting of Hamilton City Council  
1992 March 19  
6:15 o'clock p.m.  
Room 233, City Hall

The Council met.

Present: Mayor Robert M. Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross.

Absent: Alderman Cooke - City Business  
Alderman McCulloch - City Business  
Alderman Wilson - City Business  
Alderman Merling - Vacation  
Alderman Anderson - City Business  
Alderman D'Amico - City Business

It was moved by Alderman Kiss and seconded by Alderman Eisenberger that Council move into the Committee of the Whole to consider the Third Report of the Committee of the Whole, with Alderman Copps in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0.

CARRIED.

March 19, 1992

THIRD REPORT OF THE COMMITTEE OF THE WHOLE

It was moved by Alderman Kiss and seconded by Alderman Agro that the Report of the Committee of the Whole on the Third Report of the Committee of the Whole be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Charters that Bill H-18 be now read a first time.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agro that Council move into the Committee of the Whole to consider Bill H-18, with Alderman Copps in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino, Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

March 19, 1992

\* \* \* \* \*

**Consideration of the Bill (second reading).**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino,  
Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Agostino that the Report of the Committee of the Whole on Bill H-18 be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino,  
Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Ross that Bill H-18 be now read a third time, signed, sealed and enrolled as a By-law.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Morelli, Copps, Agostino,  
Eisenberger, Jackson, Charters, Ross - 11.

NAYS: - 0. CARRIED.

\* \* \* \* \*

March 19, 1992

City Council then adjourned at 6:20 o'clock p.m.

\* \* \* \* \*

J. Thompson, Acting City Clerk  
1992 March 19

March 19, 1992

**REPORT OF THE COMMITTEE OF THE WHOLE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **THIRD** Report for 1992 and respectfully recommends:

1. (a) That the 1992 General Grant recommendations, as outlined in Appendix "A" attached hereto, with a total recommended grant amount of \$231,290. (Column 3) be approved.
- (b) That these grants be funded from within the appropriate Grant Accounts No. CH 5AXXX 20XXX.
2. That leave be granted to introduce the following Bill:  
  
**Bill H-18** By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED**

**ALDERMAN T. COOKE, CHAIRMAN  
COMMITTEE OF THE WHOLE**

John Thompson  
Acting City Clerk  
1992 March 19

## CITY OF HAMILTON

## APPENDIX A

## 1992 GENERAL GRANT RECOMMENDATIONS

NO. (1)	APPLICANT (2)	RECOMMENDED AMOUNT (3)	REQUESTED AMOUNT (4)	1991 GRANT AMOUNT (5)	1990 GRANT AMOUNT (6)
1	AD & SALES CLUB	\$1,000	\$1,500	\$1,260	\$1,200
2	BAY AREA JAZZ SOCIETY	\$1,000	\$2,500	\$1,000	
3	BEACHES & SURVEY HISTORY BOOK COM.	\$0	\$5,000		
4	BLACK YESTERDAYS COMMITTEE, A & SH	\$1,500	\$10,000		
5	CANADIAN ORPHEUS MALE CHOIR	\$2,000	\$7,000	\$2,000	
6	CARI-CAN FESTIVAL	\$20,000	NOTE 1 \$73,500		\$42,390
7	CATHOLIC FAMILY SERVICES	\$1,000	\$1,000	\$1,000	
8	CENTRE FRANCAIS HAMILTON INC.	\$1,050	\$4,399	\$1,050	\$1,000
9	CIVIC & REGIONAL EMPLOYEES' HOCKEY	\$500	\$500		
10	COMMUNITA RACALMUTESE MARIA SS DEL MONTE	\$3,000	\$20,000	\$2,100	\$2,000
11	CONQUEROR II DRUM & BUGLE CORPS	\$7,000	\$20,000	\$7,000	\$10,560
12	CYCLE HAMILTON	\$6,000	\$10,000	\$7,880	\$7,500
13	DICTIONARY OF HAMILTON BIOGRAPHY	\$5,000	\$20,000	\$5,000	\$5,000
14	EARTH CHRONICLES RADIO PROJECT	\$0	\$1,500		

March 19, 1992

March 19, 1992

APPENDIX A

CITY OF HAMILTON

1992 GENERAL GRANT RECOMMENDATIONS

NO. (1)	APPLICANT (2)	RECOMMENDED AMOUNT (3)	REQUESTED AMOUNT (4)	1991 GRANT AMOUNT (5)	1990 GRANT AMOUNT (6)
15	GILKSON SPORTS ASSOCIATION	\$0	\$3,000		
16	GRECIAN FESTIVAL	\$3,000	\$5,000	\$2,000	
17	GRIZZLES SENIOR BASEBALL CLUB	\$1,000	\$3,000		
18	HAMILTON ALL STAR JAZZ BAND	\$4,500	\$4,500	\$5,000	\$5,000
19	HAMILTON & DISTRICT BASEBALL ASSOCIATION	\$5,000	\$5,200	\$5,000	\$5,000
20	HAMILTON & DISTRICT LABOUR COUNCIL	\$1,000	\$1,000	\$1,000	\$1,000
21	HAMILTON ARTISTS INC.	\$8,000	\$12,000	\$9,000	\$9,500
22	HAMILTON BAY FOOTBALL ASSOCIATION	\$0	\$20,000		
23	HAMILTON CARDINALS BASEBALL CLUB	\$2,630	\$10,000	\$2,630	\$2,500
24	HAMILTON CHILDREN'S CHOIR	\$700	\$700	\$700	\$700
25	HAMILTON CONCERT BAND	\$3,500	\$3,700	\$3,500	\$3,500
26	HAMILTON DANCE FESTIVAL	\$500	\$3,125		
27	HAMILTON GALLERY OF DISTINCTION	\$5,000	\$7,500	\$5,000	

March 19, 1992

APPENDIX A

CITY OF HAMILTON

1992 GENERAL GRANT RECOMMENDATIONS

NO. (1)	APPLICANT (2)	RECOMMENDED AMOUNT (3)	REQUESTED AMOUNT (4)	1991 GRANT AMOUNT (5)	1990 GRANT AMOUNT (6)
28	HAMILTON HURRICANES FOOTBALL CLUB	\$2,000	\$2,000	\$2,000	\$2,000
29	HAMILTON KIWANIS MUSIC FESTIVAL	\$2,630	\$3,000	\$2,630	\$2,500
30	HAMILTON LACROSSE	\$3,000	\$70,000		
31	HAMILTON MINOR FOOTBALL ASSOCIATION	\$15,750	\$17,000	\$15,750	\$15,000
32	HAMILTON OLD BOYS FOOTBALL LEAGUE	\$1,000	\$15,500	\$2,000	
33	HAMILTON SAFETY COUNCIL	\$20,000	\$23,000	\$23,000	\$23,000
34	HAMILTON SPORTS CHALLENGERS	\$1,000	\$2,000	\$2,000	
35	HAMILTON THEATRE INC.	\$10,000	\$10,000	\$12,500 AP	
36	HAMILTON GAY & LESBIAN ALLIANCE	WITHDRAWN MAR. 18/92			
37	HAMILTON-WENTWORTH AQUATIC CLUB	\$3,500	\$15,000	\$3,000	
38	HAMILTON-WENT. ARCHAEOLOGICAL FOUNDATION	NOTE 2			
39	HAMILTON-WENTWORTH S.T.A.R.	\$0	\$10,000		
40	HAMILTON WOMENS SELECTS SOCCER CLUB	\$500	\$1,000	\$530	\$500
41	HARLEQUIN SINGERS OF HAMILTON	\$2,000	\$6,000	\$2,000	\$2,000

## CITY OF HAMILTON

## APPENDIX A

## 1992 GENERAL GRANT RECOMMENDATIONS

NO. (1)	APPLICANT (2)	RECOMMENDED AMOUNT (3)	REQUESTED AMOUNT (4)	1991 GRANT AMOUNT (5)	1990 GRANT AMOUNT (6)
42	1992 HESS VILLAGE JAZZ FESTIVAL	\$2,000	\$15,000		
43	INDIA-CANADA SOCIETY-HAMILTON & REGION	\$1,000	\$7,900	\$1,000	
44	INTERNATIONAL WOMEN'S DAY HAMILTON COM.	\$500	\$1,887		
45	JUNIOR ACHIEVEMENT OF HAMILTON-WENTWORTH	\$7,500	\$7,500	\$7,500	\$7,500
46	KINSMEN CLUB	\$0	\$10,000		
47	KNIGHTS OF COLUMBUS	\$0	\$20,000		
48	LUSO CANADIAN CULTURAL COUNCIL-HAMILTON	\$3,000	\$10,000		
49	MISS HAMILTON PAGEANT	\$0	\$9,000		
50	MISSIONS TO SEAMEN	\$2,000	\$15,000	\$1,000	
51	MOUNT HAMILTON HORTICULTURAL SOCIETY	\$420	\$800	\$420	\$400
52	MOUNT HAMILTON YOUTH SOCCER CLUB	\$500	\$4,500		
53	NATIONAL YOUTH ORCHESTRA OF CANADA	\$500	\$700	\$500	\$500
54	NATIVE INDIAN/INUIT PHOTOGRAPHERS' ASSOC	\$7,000	\$10,000	\$7,000	\$7,000

March 19, 1992

March 19, 1992

APPENDIX A

CITY OF HAMILTON

1992 GENERAL GRANT RECOMMENDATIONS

NO. (1)	APPLICANT (2)	RECOMMENDED AMOUNT (3)	REQUESTED AMOUNT (4)	1991 GRANT AMOUNT (5)	1990 GRANT AMOUNT (6)
55	NAVY LEAGUE OF CANADA-HAMILTON BRANCH	\$1,500	\$1,500	\$1,500	\$1,500
56	NEIGH.-TO-NEIGHBOUR-MTN DROP-IN/FOOD CENTRE	NOTE 3	\$3,488		
57	NEW FACES	NOTE 4	\$8,000		
58	ONTARIO ELECTRIC RAILWAY HISTORICAL ASSOC.	NOTE 3	\$2,000		
59	ONT. VISUALLY IMPAIRED GOLFERS CORP.	\$2,000	\$4,000	\$2,000	\$1,700
60	PLAYER'S GUILD OF HAMILTON INC.	\$3,000	\$10,000		\$5,000
61	RIDGE RAIDERS DRUM CORPS	\$5,000	\$20,000	\$5,000	
62	RHLI HERITAGE MUSEUM	\$2,000	\$3,500	\$2,000	
63	SIR ERNEST MACMILLAN STRING ENSEMBLE	\$7,000	\$12,000	\$4,120	\$7,100
64	ST. ANTHONY'S FEAST INC.	\$3,000	\$20,000	\$2,100	\$2,000
65	ST. MICHAEL ARCHANGEL CELEBRATION	\$1,000	\$3,500	\$1,000	
66	SYMPHONY HAMILTON	\$8,090	\$8,580	\$8,090	\$7,700
67	THEATRE AQUARIUS	NOTE 3	\$105,179	\$42,000	\$40,000
68	TRANSWAY BASKETBALL	\$2,100	\$4,000	\$2,100	\$2,000

## CITY OF HAMILTON

## APPENDIX A

## 1992 GENERAL GRANT RECOMMENDATIONS

NO. (1)	APPLICANT (2)	RECOMMENDED AMOUNT (3)	REQUESTED AMOUNT (4)	1991 GRANT AMOUNT (5)	1990 GRANT AMOUNT (6)
69	VENETIAN CLUB OF HAMILTON	NOTE 5	\$50,000		
70	VOLUNTEER CENTRE OF HAMILTON & DISTRICT	\$10,000	\$10,000	\$8,400	\$8,000
71	WENTWORTH SHOOTING SPORTS CLUB	\$0	\$20,000		
72	WESLEY URBAN MINISTRIES	\$15,000	\$26,500		\$5,000
73	WESTDALE PLAYERS	\$0	\$11,500		
		<u>\$229,370</u>	<u>\$881,833</u>	<u>\$223,260</u>	<u>\$237,250</u>

NOTE 6

NOTE 1: OUTSTANDING FUNDS (APPROX. \$8,100) OWING TO THE CITY ARE TO BE REDUCED

FROM THE RECOMMENDED GRANT AMOUNT

NOTE 2: REFER TO PLANNING AND DEVELOPMENT COMMITTEE - ATT'N LACAC

NOTE 3: REFER TO THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

NOTE 4: REFER TO HECFI

NOTE 5: CAPITAL GRANT IN THE AMOUNT OF \$20,000

NOTE 6: TOTAL INCLUDES \$12,500 FINANCED FROM CAPITAL GRANTS



1992 March 27

Special Meeting of Hamilton City Council  
1992 March 27  
4:55 o'clock p.m.  
Room 233, City Hall

The Council met.

Present: Mayor Robert M. Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross.

Absent: Alderman Agro - Vacation

It was moved by Alderman Kiss and seconded by Alderman Anderson that Council move into the Committee of the Whole to consider the Fourth Report of the Committee of the Whole, with Alderman Cooke in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0.

CARRIED.

FOURTH REPORT OF THE COMMITTEE OF THE WHOLE

Recorded vote on the Fourth Report of the Committee of the Whole

YEAS: Mayor Morrow, Aldermen Cooke, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, D'Amico, Ross. -11.

NAYS: Aldermen Kiss, Copps, Charters, Merling, Anderson. -5. CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that the Report of the Committee of the Whole on the Fourth Report of the Committee of the Whole be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0. CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that Bill H-19 be now read a first time.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0. CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that Council move into the Committee of the Whole to consider Bill H-19, with Alderman Cooke in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0. CARRIED.

\* \* \* \* \*

**Consideration of the Bill (second reading).**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, D'Amico, Ross -11.

NAYS: Aldermean Kiss, Copps, Charters, Merling, Anderson. -5. CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Anderson that the Report of the Committee of the Whole on Bill H-19 be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0. CARRIED.

\* \* \* \* \*

1992 March 27

It was moved by Alderman Kiss and seconded by Alderman Anderson that Bill H-19 be now read a third time, signed, sealed and enrolled as a By-law.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross - 16.

NAYS: - 0.

CARRIED.

\* \* \* \* \*

City Council then adjourned at 5:00 o'clock p.m.

\* \* \* \* \*

J. J. Schatz, City Clerk  
1992 March 27

**REPORT OF THE COMMITTEE OF THE WHOLE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **FOURTH** Report for 1992 and respectfully recommends:

1. (a) That the 1992-2001 Capital Budget and respective capital projects as outlined on pages C1 through C7, attached hereto as Appendix "A", for the City of Hamilton, representing the following financial parameters, be approved.
  - (i) That the average debenture charges expressed as a percentage of levy be 11.85% for the first 5 years, representing a marginal increase in last year's approved parameter of 11.6% (City's established policy is 12.5%) be approved.
  - (ii) That an average 3.2% increase per year in debenture charges between 1992 through 1996 and an average 5.0% increase per year between 1992 and 2001 be approved, in comparison with the previous year's approved parameter of a 5% increase per year.
- (b) That the six mill capital levy with specific reference to the "Pay-As-You-Go" policy, be revised and approved to a four mill capital levy and a further reduction of \$204,000.00 (reflecting a reduction of 1992 Road and Sidewalk Reconstruction Programme) in 1992, a five mill capital levy in 1993 and continue as a six mill capital in 1994 and on. This reduction of capital levy in 1992 and 1993 will result in a reduction in the City mill rate in the current budget during this recessionary period.

- (c) That the Capital Budget be extended to a 10 year plan, replacing the current 5 year plus "funding beyond 5 years" plan, and that the Capital Budget be considered as a Capital Budget *Plan* in order to reflect an on-going requirement for flexibility to respond to future financing or Municipal needs and requirements. The last 5 years of the Plan are based on current information and are subject to change based on project and financial information that may change.
- (d) That the Provincial Government be requested to remove the funding cap and restore a full 50% subsidy funding for the construction and maintenance of all Municipal highways and roadways that meet the Provincial funding subsidy criteria.
- (e) That the CAO and Management Team, initiate a review process throughout the entire year for subsequent Capital Budget (for 1993 - 2002) Programme with a view to determining the feasibility of alternative methods of delivering the requested services and alternative funding sources.
- (f) That future new proposals for Capital Budget projects as received from outside Agencies be referred to the CAO and Management Team for the preparation of a staff report for consideration by the respective Standing Committee of Council, and the new departmental projects be preferably introduced only in the fifth year of the capital programme, or where the department is able to trade-off an existing project already introduced in the previous year's capital programme.
- (g) That the funding of future household growth-related projects be synchronized with the availability of funds from the Development Charges.
- (h) That a review of the Development Charges be conducted with a view to ensuring that Hamilton remains in a competitive position during the recession but that future growth-related Capital expenditures are not funded from the existing tax base.
- (i) That the Capital Budget Programme requiring debenture financing be endorsed and approved by City Council for submission to, and consideration by, the Ontario Municipal Board, through Regional Council.

- (j) That Projects starting in the year 1992 be approved for implementation as outlined on Page B1 and B2, attached hereto as Appendix "B", indicating the method of financing; that the originating Department Head be directed to proceed with these projects, and that the City Solicitor be authorized to apply to the Ontario Municipal Board for all of the 1992 start date projects requiring debentures as indicated; that the Regional Municipality of Hamilton-Wentworth be requested to consent to the issuance of debentures for a term not to exceed twenty years as required for these Projects.
- 2. (a) That no provision be made in the 1992 Current Estimates for the \$50,000. budget to allow free parking for specific events held in Hamilton, and  
(b) That the Board of the Parking Authority of the City of Hamilton be requested to include an appropriate provision or implement the funding of the free parking facility for specific events in Hamilton.
- 3. That the City Council approve, in principle, for the purpose of establishing the 1992 Current Budget, the appointment of four Parking Control Officers to assume the overnight parking enforcement and tow-away functions which are to be discontinued by the Regional Police Department, subject to the detailed review of the proposal by the Transport and Environment Committee.
- 4. (a) That the 1992 Revenue and Expenditure estimates for the City of Hamilton in the amount of \$164,066,710 representing a 3.94 percent increase in the tax (mill) rate or an increase of \$19.46 in taxes for an average assessed household, be approved.  
(b) That the Acting Treasurer be directed to prepare the necessary by-law(s) to establish the 1992 mill rate for the City of Hamilton, on the basis of the forgoing revenue and expenditures.

5. That the following procedures be approved in order to mitigate any job losses resulting from the 1992 budget process:
  - (a) The employer will make every effort to transfer displaced employees into current vacancies.
  - (b) Where transfers are not possible, lay offs and bumping procedures shall be in accordance with the terms of the various Collective Agreements.
  - (c) The employer will provide:
    - (i) for all employees reassigned to positions with salary levels that are lower than their current salary: maintenance at the current level for a period equal to one month per year of service; then a reduction of no more than five per cent in each subsequent twelve month period until the new salary level is reached.
    - (ii) retraining for reassigned employees where feasible. Salaries will be paid during retraining.
    - (iii) an early retirement package, consistent with that approved by Council in the 1991 budget, to persons whose:
      - (aa) positions have been declared redundant
      - (bb) retirement would create vacancies which could be filled by persons being displaced in other areas
  - (d) Severance packages will be negotiated with those employees who the employer is unable to place and are not covered by a collective agreement.
  - (e) That an appropriate source of funding to a maximum of \$2,000,000 shall be identified by the City Treasurer with a follow-up report to the Committee.
6. That the CAO and Management Team be directed to develop a three year current budget forecast for 1993, 1994 and 1995 and report back to the Committee of the Whole by October 1992.

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7. That the CAO and Management Team review the feasibility of developing a method to more closely integrate the capital and current budget review processes.
8. That future current budgets include the full annualized funding of the ongoing operating costs of Capital Projects in the same year that the Capital Project is under consideration for construction or initiation (rather than completion).
9. That the CAO and Management Team report back on any other relevant cost-containment measures that could be considered for the 1993 and subsequent budgets.
10. That any programs or services not included in the 1992 current budget estimates, as adopted, be recommended for implementation only if a source of funding is identified, either through revenue or substitution for an approved project of equal or greater funding.
11.
  - (a) That the City of Hamilton as a member of the Steering Committee of the International Great Lakes St. Lawrence Mayors' Conference contribute up to \$5,000. U.S. towards funding of the Secretariat to provide the administrative support and the general services to the "Mayors' Conference for 1992".
  - (b) That this expenditure be financed through the Unclassified Account.
12. That leave be granted to introduce the following Bill:  
  
**Bill H-19** By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED**

**MAYOR R. M. MORROW, CHAIRMAN  
COMMITTEE OF THE WHOLE**

J. J. Schatz  
City Clerk  
1992 March 27

THE CORPORATION OF THE CITY OF HAMILTON  
**1992-2001 PROVISIONAL CAPITAL BUDGET PROGRAM**  
 PROJECTS BY DEPARTMENT APPROVED BY THE COMMITTEE OF THE WHOLE  
 (THOUSANDS OF DOLLARS)

PROJ NO.	DEPART- MENT	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	RECEIPTS SURPLUS (7)	1992-1998 CAPITAL BUDGET					1997-2001 CAPITAL BUDGET					NATURE OF FINANCING (16)	ANNUAL OPERATING COST (19)
							1992	1993	1994	1995	1996	1997	1998	1999	2000	2001		
							(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)		
1.0	CLERK	OPTICAL SCAN - VOTING SYSTEM	1992	1993	550		50	500									DEBTURE	NL
2.0	INF SYS	BASINEMENT RENOVATION FOR SUPPORT SERVICE DIVISION	1992	1992	67		67										RCP	NL
3.0	INF SYS	COMPUTER COMMUNICATIONS NETWORK REPLACEMENT	1992	1994	295		136		146								RCP	NL
4.0	INF SYS	COMPUTER SOFTWARE	1994	1995	316				150	168							RCP	32
		SUB-TOTAL			998	0	208	0	296	168	0	0	0	0	0	0		
5.0	HOUSING	MUNICIPAL NON-PROFIT HOUSING CORPN - LAND BANKING	1992	1996	5,000	5,000											RCP	NL
6.0	HOUSING	HAM HOUSING REPLACE HEATING & ELECT. ADA PRITCHARD	1996	1996	705					705							DEBTURE	NL
		SUB-TOTAL			5,705	5,000	0	0	0	705	0	0	0	0	0	0		
7.0	HUM RES	HUMAN RESOURCE INFORMATION SYSTEM	1993	1996	1,047	500		100			447						RCP	NL
8.0	PROP	ACCOMMODATION REQUIREMENTS - CITY HALL	1992	1992	100		100											NL
9.0	PROP	ASBESTOS MANAGEMENT PROGRAM - CIVIC BUILDINGS	1992	1992	550		550										RCP	NL
10.0	PROP	ENERGY CONSERVATION PROJECTS	1992	1992	100	100											CUR BUDGE	NL
11.0	PROP	JIMMY THOMPSON - REPLACEMENT OF POOL FILTRATION	1992	1992	250		250										DEBTURE	NL
12.0	PROP	MAJOR MAINTENANCE TO CIVIC BUILDINGS	1992	1992	300		300										DEBTURE	NL
13.0	PROP	PROPERTY PURCHASES - GENERAL	1992	1992	600		600											NL
14.0	PROP	PROPERTY PURCHASES - GENERAL	1992	1993	1,100		500	600									RCP	NL
15.0	PROP	CITY HALL - STAND ALONE BOILERS - HOT WATER GENERATION	1992	1992	100		100										RCP	NL
16.0	PROP	VARIOUS CAPITAL REPLACEMENTS/REVISIONS & NEW EQUIP	1992	1992	70		70										RCP-Q	NL
17.0	PROP	ACCOMMODATION REQUIREMENTS - CITY HALL	1993	1999	300			50	50	100	100						RCP	NL
18.0	PROP	MAJOR MAINTENANCE TO CIVIC BUILDINGS	1993	1996	1,550		350	400	400	500							RCP	NL
19.0	PROP	RYERSON REC CENTRE - REPLACEMENT OF POOL FILTRATION	1993	1993	275		275										DEBTURE	NL
20.0	PROP	CITY HALL - FAN PLENUM RETROFIT	1993	1993	60		60										RCP	NL
21.0	PROP	VARIOUS CAPITAL REPLACEMENTS/REVISIONS & NEW EQUIP	1993	1996	290		70	70	70	80							RCP	NL
22.0	PROP	ENERGY CONSERVATION PROJECTS	1994	1996	400			100	200	100							DEBTURE	NL
23.0	PROP	PROPERTY PURCHASES - GENERAL	1994	1996	2,900		600	1,000	1,000	1,200							DEBTURE	NL
24.0	PROP	HAMILTON FARMERS MARKET - ROOF REPLACEMENT	1994	1994	130		130										RCP	NL
25.0	PROP	INCH PARK - POOL FILTRATION RENOVATION	1994	1994	427		427										DEBTURE	NL
26.0	PROP	ROSDALE ARENA - REPLACEMENT OF ROOF DECK	1994	1994	180		180										DEBTURE	NL
27.0	PROP	SCOTT PARK ARENA - REPLACEMENT OF ROOF DECK	1994	1994	150		150										DEBTURE	NL
28.0	PROP	WESTMOUNT & MOUNTAIN ARENA - BOILER REPLACEMENT	1994	1994	150		150										RCP	NL

Appendix "A" referred to in Section 1 (a) of the Fourth Report of the Committee of the Whole for 1992

THE CORPORATION OF THE CITY OF HAMILTON  
1992-2001 PROVISIONAL CAPITAL BUDGET PROGRAM  
PROJECTS BY DEPARTMENT APPROVED BY THE COMMITTEE OF THE WHOLE  
(THOUSANDS OF DOLLARS)

PROJ NO.	DEPART- MENT	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	RECEIPTS SUBSIDY (7)	NET FINANCING										NATURE OF FINANCING (18)	ANNUAL OPERATING COST (19)		
							1992-1998 CAPITAL BUDGET					1997-2001 CAPITAL BUDGET								
							1992 (8)	1993 (9)	1994 (10)	1995 (11)	1998 (12)	1997 (13)	1998 (14)	1999 (15)	2000 (16)	2001 (17)				
29.0	PROP	COPPS COLISEUM - STEAM TO HOT WATER CONVERSION	1994	1994	190			190									RCP	NIL		
30.0	PROP	MAJOR ACCOMMODATION UPGRADES - CITY HALL - STUDY	1995	1995	100				100								RCP	NIL		
31.0	PROP	CITY HALL - ROOF REPLACEMENT	1995	1995	330				330								RCP	NIL		
32.0	PROP	MOUNTAIN ARENA - REPLACEMENT OF ROOF DECK	1995	1995	250				250								DEBENTURE	NIL		
33.0	PROP	PARKDALE POOL - POOL FILTRATION RENOVATION	1995	1995	448				448								DEBENTURE	NIL		
34.0	PROP	BUILDING AUTOMATION SYSTEM UPGRADE	1995	1995	150				150								RCP	NIL		
35.0	PROP	MAJOR ACCOMMODATION UPGRADES- CITY HALL- CONSTRUCTION	1996	1997	5,000					3,000					2,000		DEBENTURE	NIL		
36.0	PROP	CORONATION POOL - POOL FILTRATION RENOVATION	1996	1996	470					470							DEBENTURE	NIL		
37.0	PROP	CONVERT AIR COND EQUIPMENT FROM CFC-11 TO SUVA-123	1996	1996	504						180				344		DEBENTURE	NIL		
38.0	PROP	COPPS COLISEUM MAJOR OVERHAUL REFRIGERATION/AIR COND	1996	1996	230					230							RCP	NIL		
39.0	PROP	REPLACEMENT OF EXISTING CHILLERS & ASSOC EQUIPMENT	1996	1996	343					343							RCP	NIL		
40.0	PROP	PROPERTY PURCHASES - GENERAL	1997	2001	7,500										1,500	1,500	1,500	1,500	DEBENTURE	NIL
		SUB-TOTAL			24,797	100			2,447	3,048	8,183				3,844	1,500	1,500	1,500		
41.0	TREAS	PROVISION FOR CAPITAL GRANTS	1992	1992	100															NIL
42.0	TREAS	PROVISION FOR CAPITAL GRANTS	1993	1996	400															NIL
43.0	TREAS	CAPITAL CONSTRUCTION GRANT - HSPCA	1996	1996	3,500	290									1,070	1,070				DEBENTURE
		SUB-TOTAL			3,210										1,070	1,070	0	0	0	
44.0	FIRE	FIRE STATION- UPPER SHERMAN & FENNELL CONSTRUCTION	1992	1993	3,200			1,000	2,200											CL
45.0	FIRE	PUBLIC SAFETY TRAINING RADIO COMMUNICATIONS-INC COST	1994	1994	420				420											DEBENTURE
46.0	FIRE	FIRE STATION - RAY STREET - CONSTRUCTION	1996	1997	4,536						3,000				1,536					DEBENTURE
47.0	FIRE	INDOOR TRAINING FACILITY	1999	2000	5,832												1,000	4,832		DEBENTURE
		SUB-TOTAL			13,968	0		1,000	2,200	420	0	3,000			1,536	0	1,000	4,832	0	
48.0	ENG	1992 CITY'S SHARE OF SERVICES - UNSUBDIVIDED LAND	1992	1992	800			900												ART/JUR/RCP
49.0	ENG	CITY'S SHARE OF SERVICES - UNSUBDIVIDED LAND	1993	1993	800			800												RCP
50.0	ENG	CITY'S SHARE OF SERVICES - UNSUBDIVIDED LAND	1994	1996	3,600				900	1,300	1,400									DEBENTURE
51.0	ENG	REPLACEMENT OF VALLEY INN ROAD BRIDGE	1997	1997	808	568									218					RCP
52.0	ENG	CITY'S SHARE OF SERVICES - UNSUBDIVIDED LAND	1997	2001	13,738										2,408	2,577	2,758	2,823	3,080	DEBENTURE
		SUB-TOTAL			19,154	568		900	800	900	1,300	1,400			2,627	2,577	2,758	2,823	3,080	

THE CORPORATION OF THE CITY OF HAMILTON  
**1992-2001 PROVISIONAL CAPITAL BUDGET PROGRAM**  
 PROJECTS BY DEPARTMENT APPROVED BY THE COMMITTEE OF THE WHOLE  
 (THOUSANDS OF DOLLARS)

1992 March 27																				
PROJ NO.	DEPART- MENT	PROJECT DESCRIPTION	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	RECEIPTS SUBSIDY (7)	NET FINANCING										NATURE OF FINANCING (18)	ANNUAL OPERATING COST (19)		
							1992-1998 CAPITAL BUDGET													
							1992 (8)	1993 (9)	1994 (10)	1995 (11)	1996 (12)	1997-2001 CAPITAL BUDGET								
(1)	(2)	(3)										1997 (13)	1998 (14)	1999 (15)	2000 (16)	2001 (17)				
53.0	TRAFFIC	TRAFFIC SIGNALS - LOCAL ROADS - PROVISIONS	1982	1982	130	42	86					82	82	82	82	84	RCP	7		
54.0	TRAFFIC	TRAFFIC SIGNALS - LOCAL ROADS - PROVISIONS	1987	2001	620	188											RCP	8		
55.0	TRAFFIC	TRAFFIC SIGNALS - LOCAL ROADS - PROVISIONS	1987	2001	400	200	REVISED & COMBINED WITH PROJECT NO. 54.0					40	40	40	40	40		8		
		SUB-TOTAL			750	240	86	0	0	0	0	82	82	82	82	84				
56.0	PWD-E	CITY'S SHARE OF LOCAL IMPROVEMENTS - INDUSTRIAL	1982	1983	220		220										CL/RCP	NIL		
57.0	PWD-E	CITY'S SHARE OF LOCAL IMPROVEMENTS - RESIDENTIAL	1982	1983	571	183	388										CL	NIL		
58.0	PWD-E	HYDRO STREET LIGHTING CONVERSION PROGRAM	1982	1984	4,580	1,148	1,200	1,125	1,110								DEBENTURE	(278)		
59.0	PWD-E	PAVEMENT MANAGEMENT SYSTEM	1982	1982	215	88	148	TO BE IMPLEMENTED AS A PART OF PROJECT NO. 60.0										NIL		
60.0	PWD-E	RECONSTRUCTION PROGRAM - LOCAL ROADS/SIDEWALKS	1982	1982	3,382	1,086	2,308										CL	NIL		
61.0	PWD-E	RECONSTRUCTION PROGRAM - LOCAL ROADS/SIDEWALKS	1982	1982	4,428	1,416	3,012										DEBENTURE	NIL		
62.0	PWD-E	CATCH BASIN AND DRAIN CONNECTION PROGRAMS	1983	1986	200			50	50	50	50						CL	NIL		
63.0	PWD-E	CITY'S SHARE OF LOCAL IMPROVEMENTS - RESIDENTIAL	1983	1986	2,585	828		408	428	448	472						CL/RCP	NIL		
64.0	PWD-E	RECONSTRUCTION PROGRAM - LOCAL ROADS/SIDEWALKS	1983	1986	26,323	8,427		1,542	4,789	5,785	5,800						CL	NIL		
65.0	PWD-E	RECONSTRUCTION PROGRAM - LOCAL ROADS/SIDEWALKS	1983	1986	7,882	2,481		3,211		1,000	1,000						DEBENTURE	NIL		
66.0	PWD-E	CATCH BASIN AND DRAIN CONNECTION PROGRAMS	1987	2001	702							127	134	140	147	154	CL	NIL		
67.0	PWD-E	CITY'S SHARE OF LOCAL IMPROVEMENTS - RESIDENTIAL	1987	2001	4,025	1,288						486	520	548	573	602	CL/RCP	NIL		
68.0	PWD-E	RECONSTRUCTION PROGRAM - LOCAL ROADS/SIDEWALKS	1987	2001	43,750	14,000						5,848	5,869	5,850	5,001	6,052	CL	NIL		
69.0	PWD-E	QUEEN STREET STEPS - CONSTRUCTION	1987	1987	900							800					DEBENTURE	NIL		
		SUB-TOTAL			89,038	30,824	7,128	8,338	6,357	7,284	7,322	7,071	8,553	8,636	8,721	8,808				
70.0	PWD-3/8	QUANST STRUCTURE REPAIRS - UPPER OTTAWA YARD	1982	1982	50		50										RCP	10		
71.0	PWD-3/8	EQUIPMENT - NEW SUBDIVISION EXPANSION	1982	1982	45		45	REMOVED FROM CAPITAL BUDGET										10		
72.0	PWD-3/8	UPGRADING MAINTENANCE DEPOTS	1982	1986	250		50	50	50	50	50						RCP	NIL		
73.0	PWD-3/8	SUBDIVISION SNOW BLOWERS MOUNTED (FOUR)	1983	1986	545			125	135	140	145						RDC	13		
74.0	PWD-3/8	FERGUSON YARD -CONSTRUCTION	1984	1985	320				150	170							DEBENTURE	NIL		
75.0	PWD-3/8	SANDER WING FLOW UNIT	1984	1984	120				120								RDC	86		
76.0	PWD-3/8	SUBDIVISION REFUSE PACKER 25 YARD HIGH DENSITY	1985	1985	140					140							RDC	230		
77.0	PWD-3/8	SUBDIVISION STREET SWEEPER	1985	1985	170					170							RDC	83		
78.0	PWD-3/8	BRAMPTON STREET YARD - CONSTRUCTION	1987	1988	1,050							500	550				DEBENTURE	NIL		
		SUB-TOTAL			2,645	0	100	175	455	870	185	500	550	0	0	0				

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THE CORPORATION OF THE CITY OF HAMILTON  
**1992-2001 PROVISIONAL CAPITAL BUDGET PROGRAM**  
 PROJECTS BY DEPARTMENT APPROVED BY THE COMMITTEE OF THE WHOLE  
 (THOUSANDS OF DOLLARS)

NET FINANCING																			
PROJ NO.	DEPART- MENT	PROJECT DESCRIPTION	PROJECT START	PROJECT FINISH	GROSS COST	RECEIPTS SUBSIDY	1982-1998 CAPITAL BUDGET						1997-2001 CAPITAL BUDGET					NATURE OF FINANCING	ANNUAL OPERATING COST
							1982	1983	1984	1985	1986	1987	1988	1989	2000	2001			
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	
78.0	P A	STUDY & DESIGN- EXISTING & FUTURE PARKING PROJECTS	1992	1996	300		100	50	50	50	50						ROSP	NIL	
80.0	P A	LAND ACQUISITION - GENERAL	1992	1996	2,000		1,000	400	400	400	400						ROSP	NIL	
81.0	P A	UP GRADING OF EXISTING PARKING FACILITIES	1992	1996	1,325		725	300	100	100	100						ROSP	NIL	
82.0	P A	PARKING DECK - 80 TERMINUS	1992	1994	2,800		50		2,750								ROSP	120	
83.0	P A	DEMOLITION AND SITE PREPARATION	1992	1996	500		100	100	100	100	100						ROSP	NIL	
84.0	P A	MAINFREDUSON CARPARK DECKING - JOINT PROJECT	1993	1993	3,780	3,000		100									ROSP	290	
86.0	P A	UNDERGROUND PARKING DECK - BOARD OF EDUCATION	1995	1995	10,000	10,000											ROSP	290	
88.0	P A	CITY HALL CAR PARK DECK	1997	1997	10,500	10,500											ROSP	NIL	
87.0	P A	PARKING STRUCTURE - SOUTH EAST QUADRANT	1998	1998	8,800	8,800											ROSP	460	
		SUB-TOTAL			40,805	32,800	1,975	850	3,400	650	650								
89.0	CUL/REC	CHEDOKO POOL WASHROOMS	1992	1992	270		270										RCP	4	
90.0	CUL/REC	HAMILTON PLAY/STRUCTURE DEVELOPMENT	1992	1996	650		350	150	150	150	150						RPL	40	
90.0	CUL/REC	STEAM MUSEUM PUMPHOUSE RESTORATION	1992	1994	550		110	220	220								DEBENTURE	NIL	
91.0	CUL/REC	RIVERDALE RECREATION CENTRE	1993	1994	8,800		2,800	4,000									DEBENTURE	300	
92.0	CUL/REC	RYERSON THERAPEUTIC HOT POOL	1993	1993	400		400										DEBENTURE	20	
93.0	CUL/REC	BOSCE COURT DEVELOPMENT	1992	1994	115		50		65								RCP	10	
94.0	CUL/REC	WADING POOL CONVERSIONS	1994	1995	200				100	100							DEBENTURE	NIL	
95.0	CUL/REC	DUNDURIN CASTLE RESTORATION	1995	1996	1,820					620	1,000						DEBENTURE	42	
96.0	CUL/REC	HAMILTON AQUATIC CENTRE - STUDY	1995	1995	100					100							RCP	NIL	
97.0	CUL/REC	DALEWOOD RECREATION CENTRE RETROFIT	1996	1996	400						400						DEBENTURE	NIL	
98.0	CUL/REC	HAMILTON/SCOURGE PROJECT - ARTIFACTS	1997	1998	650												DEBENTURE	30	
99.0	CUL/REC	INTEGRATED PLAY/STRUCTURE FOR GAGE PARK	1997	1997	80												RPL	8	
100.0	CUL/REC	STEAM MUSEUM 1913 BUILDING RESTORATION	1997	1999	870												DEBENTURE	41	
101.0	CUL/REC	HAMILTON AQUATIC CENTRE - CONSTRUCTION	1997	1999	14,800												DEBENTURE	463	
102.0	CUL/REC	WHITEHERN RENOVATION	1998	1998	438												DEBENTURE	NIL	
103.0	CUL/REC	CHILDREN'S MUSEUM REDEVELOPMENT	1998	1999	8,800												DEBENTURE	88	
104.0	CUL/REC	SOUTHEAST MOUNTAIN RECREATION CENTRE	1999	2000	12,800												RDC	895	
105.0	CUL/REC	INDOOR MULTI-SPORTS COMPLEX	2000	2001	13,800												DEBENTURE	243	
106.0	CUL/REC	SOUTHWEST MOUNTAIN RECREATION CENTRE	2000	2001	12,800												RDC	662	
107.0	CUL/REC	MILITARY MUSEUM RE-DEVELOPMENT	2000	2001	3,450												DEBENTURE	88	
108.0	CUL/REC	MUSEUM STORAGE FACILITY	2001	2001	4,200												DEBENTURE	77	
109.0	CUL/REC	ARTS CENTRE	2001	2001	8,000												DEBENTURE	243	
		SUB-TOTAL			89,707	0	780	3,370	4,535	870	1,550								
110.0	PWD-P	HARBOURFRONT PARK REMEDIAL ACTION - STAGE 1	1992	1992	8,135	8,135											DEBENTURE	NIL	

THE CORPORATION OF THE CITY OF HAMILTON  
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 (THOUSANDS OF DOLLARS)

PROJ. NO.	DEPART- MENT	PROJECT DESCRIPTION (3)	PROJECT		GROSS		RECEIPTS		1992-1998 CAPITAL BUDGET					1997-2001 CAPITAL BUDGET				NATURE OF FINANCING (16)	ANNUAL OPERATING COST (19)		
			START (4)	FINISH (5)	COST (6)	FINISH (7)	1992 (8)	1993 (9)	1994 (10)	1995 (11)	1996 (12)	1997 (13)	1998 (14)	1999 (15)	2000 (16)	2001 (17)					
111.0	PWD-P	HARBOURFRONT PARK REMEDIAL ACTION - STAGE 2	1992	1992	1,500			1,500													
112.0	PWD-P	BASEBALL FACILITIES DEVELOPMENT	1992	1994	1,500			400	500	900										DEBENTURE	40
113.0	PWD-P	PARK DEVELOPMENT & REDEVELOPMENT PROGRAMME	1992	1992	1,200			1,200												RPL	50
114.0	PWD-P	PARKLAND ACQUISITIONS	1992	1996	4,000			1,000	900	700	900									RPL	NIL
115.0	PWD-P	T. B. MCQUESTON PARK	1992	2000	14,853	7,500		50	500	650	950									DEBENTURE	200
116.0	PWD-P	LIGHTING SAFETY IMPROVEMENT - VARIOUS LOCATIONS	1992	1993	410			177	253							1,000	1,000	1,000	1,053	RCP	NIL
117.0	PWD-P	IVOR WYNN STADIUM RENOVATIONS & REPAIRS	1992	1994	581			101	80	250	160									RWS/RCP	NIL
118.0	PWD-P	PARK DEVELOPMENT & REDEVELOPMENT PROGRAMME	1993	1996	2,900			500	600	700	800									RPL	50
119.0	PWD-P	GAGE PARK - RECONSTRUCTION OF CARPET BEDS	1992	1992	60			60												RPL	NIL
120.0	PWD-P	CRYSTAL PALACE - STUDY AND CONSTRUCTION	1996	1996	6,275	5,275														DEBENTURE	
121.0	PWD-P	IRRIGATION SYSTEM - VARIOUS LOCATIONS	1997	2000	446											160	118	132	58	DEBENTURE	NIL
122.0	PWD-P	CHEDOKE GOLFING IMPROVEMENTS	1997	2000	546											116	81	291	81	DEBENTURE	26
123.0	PWD-P	PARKING LOTS AND PATHWAY REPAIRS - VARIOUS LOCATIONS	1997	2000	1,160											367	508	250	145	DEBENTURE	NIL
124.0	PWD-P	LIGHTING FACILITY ENHANCEMENT - VARIOUS LOCATIONS	1997	2001	708											320	24		302	RCP	18
125.0	PWD-P	PARK DEVELOPMENT & REDEVELOPMENT PROGRAMME	1997	2001	4,500											900	900	800	900	RPL	50
126.0	PWD-P	CHEDOKE MOUNTAIN STEPS	1994	1994	378					378										DEBENTURE	40
127.0	PWD-P	FORESTRY - RENOVATIONS - UPPER OTTAWA YARD	1998	1998	90			90								80				RCP	NIL
		SUB-TOTAL			28,256		48,196	20,810	4,578	3,378	2,800	2,063	2,581	2,573	2,540						
128.0	HECFI	FACILITY MANAGEMENT SYSTEM	1992	1993	595			315	270											RCP-HRTS	(66)
129.0	HECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	1992	1996	655			175	185	90	25									RCP-HRTS	NIL
130.0	HECFI	HAMILTON PLACE STUDIO THEATRE EQUIP. & RENOVATIONS	1992	1994	170			52	136											RCP-H	2
131.0	HECFI	HCC: REFURBISH/RENOVATE WENTWORTH EXHIBITION HALL	1992	1994	500			250	250											RCP-HRTS	(141)
132.0	HECFI	HAMILTON PLACE: BARRIER FREE ACCESSIBILITY	1992	1992	75			75												RCP-H	NIL
133.0	HECFI	HAMILTON PLACE: REPLACEMENT OF CASUAL FURNITURE	1994	1994	120					120										RCP-H	NIL
134.0	HECFI	HAMILTON PLACE GREAT HALL SEATING	1995	1995	540						540									DEBENTURE	2
135.0	HECFI	HAMILTON CONVENTION CENTRE: ROOFING REPLACEMENT	1996	1996	350						350									RCP-HRTS	NIL
		SUB-TOTAL			2,995		2,995	0	847	455	595	0	0	0	0	0					
136.0	LIBRARY	AUTOMATION & COLLECTION ACCESS: PHASE IV	1992	1992	142			142												RCP-L	24
137.0	LIBRARY	CENTRAL LIBRARY: FIRST FLOOR RENOVATIONS	1992	1992	542			542												DEBENTURE	(128)
138.0	LIBRARY	CENTREX TELEPHONE SYSTEM	1992	1992	53			53													(13)
139.0	LIBRARY	CONCESSION LIBRARY - EXPANSION	1992	1993	1,924			900	1,024											DEBENTURE	35
140.0	LIBRARY	OFFICE AUTOMATION - 1992 PHASE	1992	1992	84			84												RCP-L	6

THE CORPORATION OF THE CITY OF HAMILTON  
**1992-2001 PROVISIONAL CAPITAL BUDGET PROGRAM**  
 PROJECTS BY DEPARTMENT APPROVED BY THE COMMITTEE OF THE WHOLE  
 (THOUSANDS OF DOLLARS)

PROJ NO.		DEPART- MENT	PROJECT DESCRIPTION (3)	PROJECT		GROSS		RECEIPTS		1992-1998 CAPITAL BUDGET						1997-2001 CAPITAL BUDGET						NATURE OF FINANCING (18)	ANNUAL OPERATING COST (19)
				START (4)	FINISH (5)	COST (6)	(7)	1992 (8)	1993 (9)	1994 (10)	1995 (11)	1996 (12)	1997 (13)	1998 (14)	1999 (15)	2000 (16)	2001 (17)						
141.0	LIBRARY		AUTOMATION & COLLECTION ACCESS: PHASE V	1993	1993	87	87			87								RCP-L	3				
142.0	LIBRARY		AUTOMATION & COLLECTION ACCESS: PHASE VI	1994	1994	179	179			179								RCP-L	6				
143.0	LIBRARY		AUTOMATION & COLLECTION ACCESS: PHASE VII	1995	1995	133	133					133						RCP-L	6				
144.0	LIBRARY		AUTOMATION & COLLECTION ACCESS: PHASE VIII	1996	1996	141	141											RCP-L	6				
145.0	LIBRARY		COLLECTION DEVELOPMENT	1997	2001	1,834												DEBENTURE	NIL				
146.0	LIBRARY		SOUTH WEST MOUNTAIN NEW BRANCH CONSTRUCTION	2001	2001	5,019												RDC	548				
147.0	LIBRARY		SOUTH EAST MOUNTAIN NEW BRANCH CONSTRUCTION	1999	1999	6,960												RDC	1,286				
SUB-TOTAL						16,845		0		1,668	1,061	179	133		3,000	3,313	341						
148.0	PLANNING		ENCLAVES CLEARANCE - PHASE 2	1997	1997	2,000												DEBENTURE	NIL				
CROWN POINT EAST/MCANULTY PRIDE PROGRAMME PHASE I				1992	1992	60	60			60								RCP	NIL				
150.0	PWD-CR		CROWN POINT EAST/MCANULTY PRIDE PROGRAMME PHASE I	1993	1994	800	400			100	300							DEBENTURE	25				
151.0	PWD-CR		CROWN POINT EAST/MCANULTY PRIDE PROGRAMME PHASE II	1994	1996	800	400				100							DEBENTURE	25				
152.0	PWD-CR		FERGUSON AVENUE REVITALIZATION - IMPLEMENTATION	1995	1996	1,575												DEBENTURE	11				
153.0	PWD-CR		HAMILTON BEACH PRIDE PROGRAM	1996	1996	800	400											DEBENTURE	27				
154.0	PWD-CR		STIPLEY SOUTH NEIGHBOURHOOD PRIDE PROGRAMME	1996	1997	800	400											DEBENTURE	27				
155.0	PWD-CR		DOWNTOWN ACTION PLAN PHASE VI INTERCONNECTING STS	1997	1998	800												DEBENTURE	28				
156.0	PWD-CR		PARKVIEW PRIDE PROGRAMME (EAST & WEST)	1997	1998	800	400											DEBENTURE	28				
157.0	PWD-CR		BLAKELEY/ST. CLAIR P.R.I.D.E. PROGRAMME	1999	2000	800	400											DEBENTURE	31				
158.0	PWD-CR		HUGHSON STREET REDEVELOPMENT - DOWN TOWN ACTION PLAN	1999	2001	800												DEBENTURE	31				
SUB-TOTAL						7,835	2,400	60		100	400		975	1,500									
159.0	TREAS		GENERAL CONTINGENCY	1993	2001	2,445												RCP	NIL				
160.0	TREAS		GENERAL CONTINGENCY	1992	2001	6,245				190	200							DEBENTURE	NIL				
SUB-TOTAL						8,690	0	190		500	500		500		1,000	1,500	1,500						
NET EXPENDITURE 1992-1998 CAPITAL BUDGET																							
GROSS EXPENDITURE 1992-2001 CAPITAL BUDGET						380,275		83,832		21,238	20,405	23,865	19,566		29,642	36,463	42,799						
NET EXPENDITURE 1997-2001 CAPITAL BUDGET															28,948		45,348						

THE CORPORATION OF THE CITY OF HAMILTON  
**1992-2001 PROVISIONAL CAPITAL BUDGET PROGRAM**  
 PROJECTS BY DEPARTMENT APPROVED BY THE COMMITTEE OF THE WHOLE  
 (THOUSANDS OF DOLLARS)

PROJ NO. (1)	DEPART- MENT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	FINISH (5)	GROSS COST (6)	RECEIPTS SUBSIDY (7)	NET FINANCING										MATURE OF FINANCING (18)	ANNUAL OPERATING COST (19)				
							1982-1988 CAPITAL BUDGET															
			1982	1983	1984	1985	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001
22002	CL	BOX MILLS CAPITAL LEVY AS ADJUSTED		(8)																		
21102	DC	USE ONE MILLION DOLLAR CAPITAL LEVY TO PAY DEBT CHARGES																				
CH102	RPP	RESERVE FOR PROPERTY PURCHASE																				
CH201	RDC	RESERVE FOR DEVELOPMENT CHARGES																				
CH203	RCP	RESERVE FOR CAPITAL PROJECTS - GENERAL																				
CH107	RITAL	RESERVE FOR CITY'S SHARE - UNDIVIDED LAND																				
CH201	RPL	RESERVE FOR PARKS LAND - 5% LAND DEDICATION																				
CH202	ROBP	RESERVE FOR OFF-STREET PARKING																				
CH204	RCP-L	RESERVE FOR CAPITAL PROJECTS - LIBRARY																				
CH205	RW/S	RESERVE FOR NOR WYNNE STADIUM - PARK IMPROVEMENTS																				
CH208	RCP-H	RESERVE FOR CAPITAL PROJECTS - HECF																				
CH207	RTS-HP	RESERVE FOR TICKET PURCHASE - HECF HAMILTON PLACE																				
CH210	RTS-CC	RESERVE FOR TICKET PURCHASE - HECF CORPS COLISEUM																				
CH112	RCP-C	RESERVE FOR CAPITAL PROJECTS - OUP																				
		SUB-TOTAL FINANCING FROM CAPITAL LEVY AND RESERVES																				
		NET MUNICIPAL GENERAL TO BE FINANCED BY DEBENTURE																				
		NET MUNICIPAL DEBT: 1982-1988																				
		NET MUNICIPAL DEBT: 1987-2001																				
181.0	PWD-E	OWNERS SHARE OF LOCAL IMPROVEMENTS-RESIDENTIAL	1982	1982	731	225	438															
182.0	PWD-E	OWNERS SHARE OF LOCAL IMPROVEMENTS - INDUSTRIAL	1982	1982	1,070		1,070															
183.0	PWD-E	OWNERS SHARE OF LOCAL IMPROVEMENTS-RESIDENTIAL	1983	1988	3,308	1,323	461	484		507	533											
184.0	PWD-E	OWNERS SHARE OF LOCAL IMPROVEMENTS - RESIDENTIAL	1987	2001	5,151	2,080																
		SUB-TOTAL			10,280	3,678	1,508	461	484	507	533											
		NET CITY COST			6,582																	
		NET TOTAL CAPITAL BUDGET PROGRAM			400,535	233,727	10,100	11,118	11,088	8,885	17,183	18,327	19,183	22,002	21,532	26,351						

NOTE: 1 TOTAL CARRYING CHARGES CAN BE OBTAINED BY MULTIPLYING COLUMN (17) TIMES 10

2 THE IMPLEMENTATION OF ANY PROJECT (1980 AND AFTER) FINANCED FROM THE RESERVE IS SUBJECT TO THE AVAILABILITY OF THE RESERVE FUND

ASSUMPTIONS: DEBENTURE INTEREST RATE - AMORTIZED 50% OVER 10 YEARS AND 50% OVER 15 YEARS AT 9.5% - ANNUAL PRINCIPAL AND INTEREST PAYMENT PER \$1,000 - \$143.505

DEPARTMENT ABBREVIATION:

CUL/REC	CULTURE AND RECREATION	PWD-CR	PUBLIC WORKS DEPARTMENT - COMMUNITY RENEWAL	ENG	ENGINEERING
INF SYS	INFORMATION SYSTEMS	PWD-S/S	PUBLIC WORKS DEPARTMENT - STREETS DIVISION	PROP	PROPERTY
		PWD-P	PUBLIC WORKS DEPARTMENT - PARKS DIVISION	TREAS	TREASURY

P A	PARKING AUTHORITY
PWD-E	PUBLIC WORKS DEPARTMENT-ENGINEERING
HECF	HAMILTON ENTERTAINMENT AND CONVENTION

THE CORPORATION OF THE CITY OF HAMILTON  
**1992-2001 PROVISIONAL CAPITAL BUDGET PROGRAM**  
 PROJECTS BY PRIORITY ORDER APPROVED BY THE COMMITTEE OF THE WHOLE  
 (THOUSANDS OF DOLLARS)

PROJ NO.	DEPART- MENT	PROJECT DESCRIPTION	NET FINANCING																	ANNUAL OPERATING COST (20)	PRI- OR- TY (21)
			START (4)	PROJECT FINISH (5)	GROSS COST (6)	RECEIPTS SUBSIDY (7)	1992-1996 CAPITAL BUDGET							1997-2001 CAPITAL BUDGET					NATURE OF FINANCING (19)		
							1992 (8)	1993 (9)	1994 (10)	1995 (11)	1996 (12)	1997 (13)	1998 (14)	1999 (15)	2000 (16)	2001 (17)					
1.0	CLERK	OPTICAL SCAN - VOTING SYSTEM	1992	1993	550		50	500									11.2	DEBENTURE	NIL	7.33	
68.0	CULREC	CHEDOKE POOL WARMPOOLS	1992	1992	270		270										6.6	RCP	4	7.11	
2.0	INF SYS	BASEMENT RENOVATION FOR SUPPORT SERVICE DIVISION	1992	1992	87		87										1.4	RCP	NIL	7.00	
58.0	PWD-E	HYDRO STREET LIGHTING CONVERSION PROGRAM	1992	1994	4,580	1,145	1,200	1,125	1,110								83.4	DEBENTURE	(276)	7.00	
3.0	INF SYS	COMPUTER COMMUNICATIONS NETWORK REPLACEMENT	1992	1994	286		139	148									5.8	RCP	NIL	8.90	
80.0	P A	LAND ACQUISITION - GENERAL	1992	1996	2,800		1,000	400	400	400							53.0	ROSP	NIL	8.99	
10.0	PROP	ENERGY CONSERVATION PROJECTS	1992	1992	100	100											2.0	CUR BUDGET	(100)	8.78	
111.0	PWD-P	HARBOURFRONT PARK REMEDIAL ACTION - STAGE 2	1992	1992	1,590		1,590										32.4	DEBENTURE	NIL	8.67	
110.0	PWD-P	HARBOURFRONT PARK REMEDIAL ACTION - STAGE 1	1992	1992	8,135	8,135											186.0	DEBENTURE	NIL	8.67	
81.0	P A	UP GRADING OF EXISTING PARKING FACILITIES	1992	1996	1,326		725	300	100	100							27.0	ROSP	NIL	8.67	
44.0	FIRE	FIRE STATION- UPPER SHERMAN & FENWELL CONSTRUCTION	1992	1993	3,200		1,000	2,200									85.3	CL	NIL	8.44	
15.0	PROP	CITY HALL - STAND ALONE BOILERS - HOT WATER GENERATION	1992	1992	100		100										2.0	RCP	NIL	8.44	
40.0	LIBRARY	OFFICE AUTOMATION - 1992 PHASE	1992	1992	84		84										1.7	RCP-L	8	8.44	
16.0	PROP	VARIOUS CAPITAL REPLACEMENTS/REVISIONS & NEW EQUIP	1992	1992	70		70										1.4	RCP-Q	NIL	8.44	
5.0	HOUSING	MUNICIPAL NON-PROFIT HOUSING CORPN - LAND BANKING	1992	1996	8,000	8,000												RPP	NIL	8.44	
82.0	P A	PARKING DECK - 80 TERMINUS	1992	1994	2,800		50	2,750									57.1	ROSP	120	8.44	
132.0	HECFI	HAMILTON PLACE: BARRIER FREE ACCESSIBILITY	1992	1992	75		75										1.6	RCP-H	NIL	8.40	
78.0	P A	STUDY & DESIGN- EXISTING & FUTURE PARKING PROJECTS	1992	1996	300		100	50	50	50							6.1	ROSP	NIL	8.33	
11.0	PROP	JIMMY THOMPSON - REPLACEMENT OF POOL FILTRATION	1992	1992	250		250										5.1	DEBENTURE	NIL	8.22	
137.0	LIBRARY	CENTRAL LIBRARY: FIRST FLOOR RENOVATIONS	1992	1992	542		542										11.1	DEBENTURE	(129)	8.22	
12.0	PROP	MAJOR MAINTENANCE TO CIVIC BUILDINGS	1992	1992	300		300										6.1	DEBENTURE	NIL	8.22	
136.0	LIBRARY	AUTOMATION & COLLECTION ACCESS: PHASE IV	1992	1992	142		142										2.8	RCP-L	24	8.22	
180.0	TREAS	GENERAL CONTINGENCY	1992	2001	8,245		180	200	200	200	400						127.4	DEBENTURE	NIL	8.20	
158.0	TREAS	GENERAL CONTINGENCY	1993	2001	2,445			300	500	300	100						48.8	RCP	NIL	8.20	
113.0	PWD-P	PARK DEVELOPMENT & REDEVELOPMENT PROGRAMME	1992	1992	1,200		1,200										24.6	RPL	50	8.11	
85.0	P A	DEMOLITION AND SITE PREPARATION	1992	1996	500		100	100	100	100	100						10.2	ROSP	NIL	8.11	
46.0	ENG	1992 CITY'S SHARE OF SERVICES - UNSUBSIDIZED LAND	1992	1992	800		800										16.3	RSTU/RCP	NIL	8.10	
53.0	TRAFFIC	TRAFFIC SIGNALS - LOCAL ROADS - PROVISIONS	1992	1992	130	42	88										2.7	RCP	7	8.00	
128.0	HECFI	FACILITY MANAGEMENT SYSTEM	1992	1993	585		315	270									11.8	RCP-WRTS	(98)	8.00	
148.0	PWD-CR	FERGUSON AVENUE REVITALIZATION - CONSULTANT	1992	1992	80		80										1.2	RCP	NIL	5.98	
81.0	PWD-E	RECONSTRUCTION PROGRAM - LOCAL ROADS/SIDEWALKS	1992	1992	4,428	1,416	3,012										90.3	DEBENTURE	NIL	8.78	
80.0	PWD-E	RECONSTRUCTION PROGRAM - LOCAL ROADS/SIDEWALKS	1992	1992	3,362	1,088	2,306										68.2	CL	NIL	8.78	
88.0	CULREC	HAMILTON PLAYSTRUCTURE DEVELOPMENT	1992	1996	950		350	150	150	150	150						18.4	RPL	40	8.61	
9.0	PROP	ASBESTOS MANAGEMENT PROGRAM - CIVIC BUILDINGS	1992	1992	550		550										11.2	RCP	NIL	8.56	

Appendix "B" referred to in  
1 (i) of the Fourth Report  
Committee of the Whole

Appendix "B" referred to in Section 1 (i) of the Fourth Report of the Committee of the Whole for 1992

THE CORPORATION OF THE CITY OF HAMILTON  
**1992-2001 PROVISIONAL CAPITAL BUDGET PROGRAM**  
 PROJECTS BY PRIORITY ORDER APPROVED BY THE COMMITTEE OF THE WHOLE  
 (THOUSANDS OF DOLLARS)

PROJ NO. (1)	DEPART- MENT (2)	PROJECT DESCRIPTION (3)	PROJECT		GROSS RECEIPTS		NET FINANCING										COMMUNITY JOB CREATION (18)	NATURE OF FINANCING (19)	ANNUAL OPERATING COST (20)	PRI- OR- TY (21)		
			START (4)	FINISH (5)	COST (6)	SUBSIDY (7)	1997-2001 CAPITAL BUDGET															
							1997 (13)	1998 (14)	1999 (15)	2000 (16)	2001 (17)											
114.0	PWD-P	PARKLAND ACQUISITIONS	1992	1999	4,000		1,000	900	700	800	900				81.6	RPL	NIL	5.50				
80.0	CUL/REC	STEAM MUSEUM PUMPHOUSE RESTORATION	1992	1994	550		110	220	220						11.2	DEBENTURE	NIL	5.44				
14.0	PROP	PROPERTY PURCHASES - GENERAL	1992	1993	1,100		500	600								RFP	NIL	5.35				
57.0	PWD-E	CITY'S SHARE OF LOCAL IMPROVEMENTS - RESIDENTIAL	1992	1993	571	183	368								11.6	CL	NIL	5.22				
56.0	PWD-E	CITY'S SHARE OF LOCAL IMPROVEMENTS - INDUSTRIAL	1992	1993	220		220								4.5	CL/RCP	NIL	5.22				
116.0	PWD-P	LIGHTING SAFETY IMPROVEMENT - VARIOUS LOCATIONS	1992	1993	410		177	233							8.4	RCP	NIL	5.13				
112.0	PWD-P	BASEBALL FACILITIES DEVELOPMENT	1992	1994	1,500		400	500	800						30.6	DEBENTURE	40	5.11				
115.0	PWD-P	T. B. MCQUESTON PARK	1992	2000	14,853	7,500	50	500	850	850	950			1,000	1,000	1,053	303.0	DEBENTURE	200	5.06		
72.0	PWD-S/S	UPGRADING MAINTENANCE DEPOTS	1992	1996	250		50	50	50	50	50				5.1	RCP	NIL	5.06				
129.0	HEC/F	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	1992	1996	865		175	186	90	25	190				13.4	RCP-4/RTS	NIL	5.00				
120.0	HEC/F	HAMILTON PLACE STUDIO THEATRE EQUIP. & RENOVATIONS	1992	1994	170		32	138							3.5	RCP-H	2	5.00				
136.0	LIBRARY	CONCESSION LIBRARY - EXPANSION	1992	1993	1,824		900	1,024							39.2	DEBENTURE	35	5.00				
131.0	HEC/F	HCC: REFURBISH/RENOVATE WENTWORTH EXHIBITION HALL	1992	1994	809		250	259							10.2	RCP-4/RTS	(141)	4.80				
117.0	PWD-P	MOR WYNNE STADIUM RENOVATIONS & REPAIRS	1992	1994	991		191	90	250	150					12.1	RWB/RCP	NIL	3.88				
70.0	PWD-S/S	QUANST STRUCTURE REPAIRS - UPPER OTTAWA YARD	1992	1992	50		50								1.0	RCP	NIL	0.00				
83.0	CUL/REC	BOCCE COURT DEVELOPMENT	1992	1992	50		50								1.0	RCP	NIL	0.00				
119.0	PWD-P	GAZE PARK - RECONSTRUCTION OF CARPET BEDS	1992	1992	80		80								1.2	RPL	NIL	0.00				
1992 CAPITAL PROJECTS																	2,000	2,000	2,500	2,553	1,500	1,528.8

1992 March 31

Hamilton City Council  
1992 March 31  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met.

Present: Mayor Robert M. Morrow

Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino,  
Eisenberger, Jackson, Merling, Charters, Anderson, Ross, D'Amico.

Absent: Alderman V. Agro - vacation  
Alderman G. Copps - illness

Father Charlie Gallea, St. Lukes Roman Catholic Church led the Council in prayer.

\* \* \* \* \*

Mayor R. Morrow presented a civic gold retirement ring to Brian Hinkley, in recognition of being a former member of Hamilton City Council.

Mayor R. Morrow presented civic gold pins to members of the St. Thomas More Girls' Field Hockey Team in recognition of winning the 1991 Provincial Highschool Championships.

\* \* \* \* \*

Mayor R. Morrow proclaimed the following:

"Parkinson Disease Awareness Month" 1992 April

"National Wildlife Week" 1992 April 5 - 11

\* \* \* \* \*

1992 March 31

The minutes of the meetings held 1992 March 10 and March 19 were taken as read and approved.

\* \* \* \* \*

Correspondence:

1. Resolution dated 1992 March 4 from the City of Peterborough respecting an amendment to the Fire Act.

**Referred to the Finance and Administration Committee.**

2. Letter dated 1992 March 18 from Rainy Gaglani, R. R. No. 5, Hagersville, Ontario respecting a modification in zoning to the "C" (Urban Protected Residential, etc.) District for 121 Ivon Avenue, Hamilton, Ontario.

**Received.**

3. Letter dated 1992 March 18 from Hillcrest Masonic Temple Corporation, 201-100 King Street West, Hamilton, Ontario respecting a modification in zoning to the "C" (Urban Protected Residential, etc.) District for 257-261 Mohawk Road West, Hamilton, Ontario.

**Received.**

4. Letter dated 1992 March 10 from Ivory's, 25 Hess Street South, Hamilton, Ontario respecting a modification in zoning to the "E-3" (High Density Multiple Dwellings) District for 25 Hess Street South, Hamilton, Ontario.

**Received.**

5. Letter dated 1992 March 10 from Rabindranath Ghosh and Urmila Ghosh, 150 Maple Drive, Stoney Creek, Ontario respecting a modification to the "C" (Urban Protected Residential, etc.) District for property at 160 Sherman Avenue South, Hamilton, Ontario.

**Received.**

6. Petition dated 1992 March 30 signed by Members of the Senior Citizens Council regarding Sackville Senior Citizens Plaque.

**Referred to the Parks and Recreation Committee.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Wilson that the reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee and the Finance and Administration Committee, be now considered in Committee of the Whole.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross.  
-15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

<p><b>PARKS AND RECREATION COMMITTEE - SIXTH REPORT</b></p>
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**Section 6 Re: PLAQUE COMMEMORATING THE OPENING OF SACKVILLE HILL SENIORS' RECREATION CENTRE**

It was moved by Alderman Jackson and seconded by Alderman Morelli that section 6 of the Sixth Report of the Parks and Recreation Committee be referred back. **CARRIED.**

\* \* \* \* \*

**Section 10 Re: Selling of Beer and Food - Gourley Park Community Association - Three Pitch Tournament**

1992 March 31

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Alderman Jackson -1.

**CARRIED.**

\* \* \* \* \*

**Section 11 Re: Selling of Beer - Hamilton and District Ladies Industrial Softball League - Globe Park**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Alderman Jackson -1.

**CARRIED.**

\* \* \* \* \*

**Section 12 Re: Selling of Beer - Hamilton Street Railway Slo-Pitch Team - Globe Park**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Alderman Jackson -1.

**CARRIED.**

PLANNING AND DEVELOPMENT COMMITTEE - SIXTH REPORT

**Section 15 Re: Maurice C. Carter Holdings Limited, Zoning Application 91-61**

It was moved by Alderman McCulloch and seconded by Alderman Charters that Section 15 of the Sixth Report of the Planning and Development Committee be deleted and replaced with the following:

15. That approval be given to amend Zoning By-law No. 6593 by permitting Zoning Application 91-61, Maurice C. Carter Holdings Limited, owner for a change in zoning from "H" (Community Shopping and Commercial) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified to permit a multiple family residential development having a maximum gross floor area ratio of 2.0 for Blocks "1", "2" and "3", and a modification to the "H" (Community Shopping and Commercial) District, modified to prohibit any buildings or structures on Blocks "4" and "5", in accordance with the concept plan as shown on the attached APPENDIX "G", for property located within the block bounded by Cannon Street East, Elgin Street, Barton Street East and Ferguson Avenue, shown as Blocks "1", "2", "3", "4" and "5" on the map marked as APPENDIX "F" on page C-14, on the following basis:
  - i) That the City Solicitor, in consultation with the Building Commissioner, Director of Local Planning and Director of Traffic Services, be directed to prepare an appropriate Zoning By-law Amendment for presentation to City Council on the basis that the subject lands may be divided into three parcels.
  - ii) That final Site Plan Approval on the subject lands be withheld until:
    - a) notification is received from the Ministry of Environment that the decommissioning process has been satisfactorily completed; and
    - b) the applicant/owner has placed a warning clause on title as per CN's requirement, to the satisfaction of the City Solicitor. **CARRIED.**

\* \* \* \* \*

**Section 17 Re: 15 Gerrard Street**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Section 17 of the SIXTH Report of the Planning and Development Committee be added in its entirety as follows:

17. (a) That the Director of Property be authorized to submit a formal tender for the purchase of property known as 15 Gerrard Street, Hamilton which is required in conjunction with the Alpha West Residential Enclave Clearance Program at the sale of this property for tax arrears by the City Treasurer. The tender shall be on the prescribed form required by the Municipal Tax Sales Act.
- (b) That the City Treasurer be authorized to issue a certified cheque for 20% of the tender amount as is required by the Municipal Tax Sales Act to be submitted with the tender application. The deposit cheque along with the remaining monies owed upon a successful tender bid be charged to Account Number CF 5590 30875001 (Land Acquisition - Enclave Clearance Program). **CARRIED.**

CITY OF HAMILTON LICENSING COMMITTEE - SECOND REPORT

FINANCE AND ADMINISTRATION COMMITTEE - EIGHTH REPORT

**Section 22 Re: Lease Agreement - Canadian Football Hall of Fame and Museum Management Committee and the Press Club**

Alderman Drury declared personal interest, took no part in the debate and refrained from voting on this matter. Alderman Drury is a member of the Press Club.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Jackson that Alderman D. Wilson be appointed Acting Mayor for the Month of April, 1992. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Wilson that the Report of the Committee of the Whole on the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, and the Finance and Administration Committee, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -13.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Wilson that the following Bills be now read a first time:

C-40, C-41, C-42, C-43, C-44, C-45, C-46.  
H-20, H-21.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -12.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Wilson that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

C-40, C-41, C-42, C-43, C-44, C-45, C-46.  
H-20, H-21.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Wilson that the Report of the Committee of the Whole on the following Bills, be adopted. -

C-40, C-41, C-42, C-43, C-44, C-45, C-46.  
H-20, H-21.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -12.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

1992 March 31

It was moved by Alderman Kiss and seconded by Alderman Wilson that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

C-40, C-41, C-42, C-43, C-44, C-45, C-46.  
H-20, H-21.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -12.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 8:45 o'clock p.m.

\* \* \* \* \*

J. J. Schatz, City Clerk  
1992 March 31

## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **SIXTH** Report for 1992 and respectfully recommends:

1. That, as recommended by the Hamilton Historical Board; the "Farranto Popcorn Wagon" 1979.4.1 be deaccessioned and ownership be transferred to the Westfield Heritage Centre where it will become part of the permanent collection.
2. That, as recommended by the Hamilton Historical Board; the "Mechanics Overall Laundry Wagon", 1977.19.1 be deaccessioned and ownership be transferred to the Westfield Heritage Centre where it will become part of the permanent collection.
3. That, as recommended by the Hamilton Historical Board; approval be given to dispose of the "Sachem" printing press once it has been fully documented and photographed.
4. That approval be given to the Children's Museum and the Hamilton Museum of Steam and Technology to apply to the Ministry of Community and Social Services for a Summer Part Time Employment Programme grant.
5. (a) That approval be given for E. K. Tour Boat Service Ltd. to continue the operation of a tour boat service from Pier-4 Park, subject to:
  - i. E. K. Tour Boat Service Ltd. entering into a Lease Agreement with the City of Hamilton to the satisfaction of the City Solicitor, within six months of the approval of this recommendation.

- ii. That a nominal fee of \$100.00 per year plus any applicable taxes be payable in advance and rental proceeds be credited to Account No. CH59001 62910 (Work Done for Others - Parks Development).
  - iii. This is a temporary location and subject to change at the discretion of City Council, with the ultimate location being dependant upon the full development of Pier-4 Park.
  - iv. The lessee being responsible of its own cost for their hydro and telephone rate charges.
  - v. That all servicing of boats, such as maintenance, repair, garbage and sewage disposal be performed elsewhere.
  - vi. That the mooring privileges are for the purposes of loading and unloading passengers only, not for seasonal docking or overnight docking.
  - vii. That the lessee be responsible for any liability and damage as a result of its service.
  - viii. That the lessee temporarily relocate their operations at their cost as required to allow the City to complete the approved construction of Pier-4-Park.
  - ix. That approval of the Hamilton Harbour Commission for the lessee's use of their water lot for the floating dock and the use of parking space as may be required.
  - x. Any additional matters deemed necessary between the authorities involved.
- (b) That the lessee maintain comprehensive general public liability insurance at \$2,000,000.00 with respect to injury or death of any person or loss or damage to property of any person arising from the use of the demised property and to add the City of Hamilton as named insured to the policy.
- (c) That the City Solicitor be authorized to prepare the necessary lease, subject to the lessee providing proof of insurance satisfactory to the City Solicitor.

(d) That the Mayor and City Clerk be authorized to execute a lease agreement.

6. That a formal plaque commemorating the opening of the Sackville Hill Seniors' Recreation Centre, 780 Upper Wentworth Street, Hamilton, be installed at the entrance to the building with the names of the members of the Sackville Hill Seniors' Recreation Centre Steering Committee, Mayor R. M. Morrow, Alderman B. Hinkley and Alderman T. Jackson as Parks and Recreation Committee Representatives on the Steering Committee, the General Contractor and Architect listed thereon. **REFERRED BACK.**

7. That permission be granted to increase the following Department of Culture and Recreation Adventure Camp Rates:

	<u>Present Rate</u>	<u>Proposed Rate</u>
Junior Adventure Camp	\$45.00	\$48.00
Senior Adventure Camp	\$45.00	\$50.00
Pick-up and Drop-off Service Charge	\$15.00	\$20.00

8. That the Department of Culture and Recreation be authorized and directed to apply for grants from The Hamilton Foundation for the following three projects:
- (a) Mayor's First Symposium on Public Art: An Investment in Our Future - Saturday, 1992 May 30.
  - (b) Special Needs Baseball Program: Recreational Opportunities for Tomorrow - first week of 1992 June.
  - (c) The First Annual Community Development Workshop Saturday, 1992 November 21.
9. That following the 1992 June 1 closure of Huntington Park Recreation Centre, any funds remaining in Account No. 70355 be allocated towards the costs required to relocate various gym programs to Sherwood Secondary School.

10. That permission be granted to the Gourley Park Community Association to sell beer and food during the occasion of their three-pitch tournament, scheduled at James MacDonald School Park on Saturday, 1992 July 11 (raindate Saturday, 1992 July 18), under the terms and conditions which includes the following:
- i. The proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
  - ii. That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
  - iii. That the applicant assume responsibility for all labour related costs as a result of this event.
  - iv. That Special Duty Officers, as may be deemed necessary by the Hamilton-Wentworth Regional Police, be provided at the applicant's expense.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Alderman Jackson -1.

**CARRIED.**

11. (a) That permission be granted to the Hamilton and District Ladies Industrial Softball League to sell beer during the occasion of their softball tournament, scheduled at Globe Park, commencing 1992 May 22 to May 24, under the terms and conditions which includes the following:
- i. The proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
  - ii. That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
  - iii. That the Concessionaire be contacted to make the necessary arrangements for the provision of food.

- iv. That the applicant assume responsibility for all labour related costs as a result of this event.
  - v. That Special Duty Officers, as may be deemed necessary by the Hamilton-Wentworth Regional Police, be provided at the applicant's expense.
- (b) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Alderman Jackson -1.

**CARRIED.**

12. (a) That permission be granted to the Hamilton Street Railway Slo-Pitch Team to sell beer during the occasion of their slo-pitch tournament, scheduled at Globe Park, commencing 1992 May 29 to May 30, under the terms and conditions which includes the following:
- i. That the proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
  - ii. That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
  - iii. That the Concessionaire be contacted to make the necessary arrangements for the provision of food.
  - iv. That the applicant assume responsibility for all labour related costs as a result of this event.

- v. That Special Duty Officers, as may be deemed necessary by the Hamilton-Regional Police, be provided at the applicant's expense.
- (b) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Alderman Jackson -1.

**CARRIED.**

- 13. That the Department of Public Works, Parks Division be authorized to incorporate a Police Surveillance Identification logo within the parks signage system.
- 14.
  - (a) That the use of part of Billy Sherring Park by the Neighbour to Neighbour Centre for a summer garden project be approved.
  - (b) That this approval continue until the parkland is required by the City of Hamilton.
  - (c) That the Mayor and City Clerk be authorized to execute a use agreement with the Neighbour to Neighbour Centre.
- 15. That a purchase order be issued to Cannon Nurseries Neil Vanderkruk Holdings Inc., Waterdown, in the amount of \$53,533.70 including all taxes, for the supply and delivery of various trees for the Forestry Division of Public Works, being the lowest of six tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Coded Stock Account No. CH56197 60999.

16. (a) That the development plans for Olympic Park and Turner Park, attached hereto as Appendix "A", be approved subject to:
    - i. Approval of the 1992 - 1996 Capital Budget Submission "Baseball Facilities Development".
    - ii. The first priority for development in 1992 will be improvements to the existing facilities in Olympic Park to include two "first class" baseball diamonds and upgrades to the two soccer fields.
    - iii. The balance of 1992 funding will be used at Turner Park for grading and seeding work to establish baseball diamond outfields.
    - iv. The available funding for 1993 will be utilized to develop slow pitch type baseball diamonds and support facilities in Turner Park.
    - v. Details for the 1994 phase of development will be finalized in conjunction with the West Mountain Baseball Association, the Baseball Softball Council and the Hamilton Sports Council and will be forwarded upon completion to the Parks and Recreation Committee for consideration.
    - vi. Any major development proposal that may arise for Olympic Park in 1994, including the installation of field lighting or a field house, will be subject to an open house public meeting.
  - (b) That the Director of Property be authorized to amend the land lease agreement beginning in 1992, with Mr. Malcolm Bethune, to exclude farming operations from that portion of Turner Park between the Hydro Corridor and Rymal Road.
17. That the Hamilton/Canada 125 Celebrations be held at Mohawk Sports Park 1992 July 1 from noon to dark with events to include a sport festival and fireworks display.

1992 March 31

18. For the information of Council, the Parks and Recreation Committee, at its meeting held 1992 March 24 approved the Revised Terms of Reference for the Parks and Recreation Citizens' Advisory Sub-Committee attached hereto as Appendix "B".

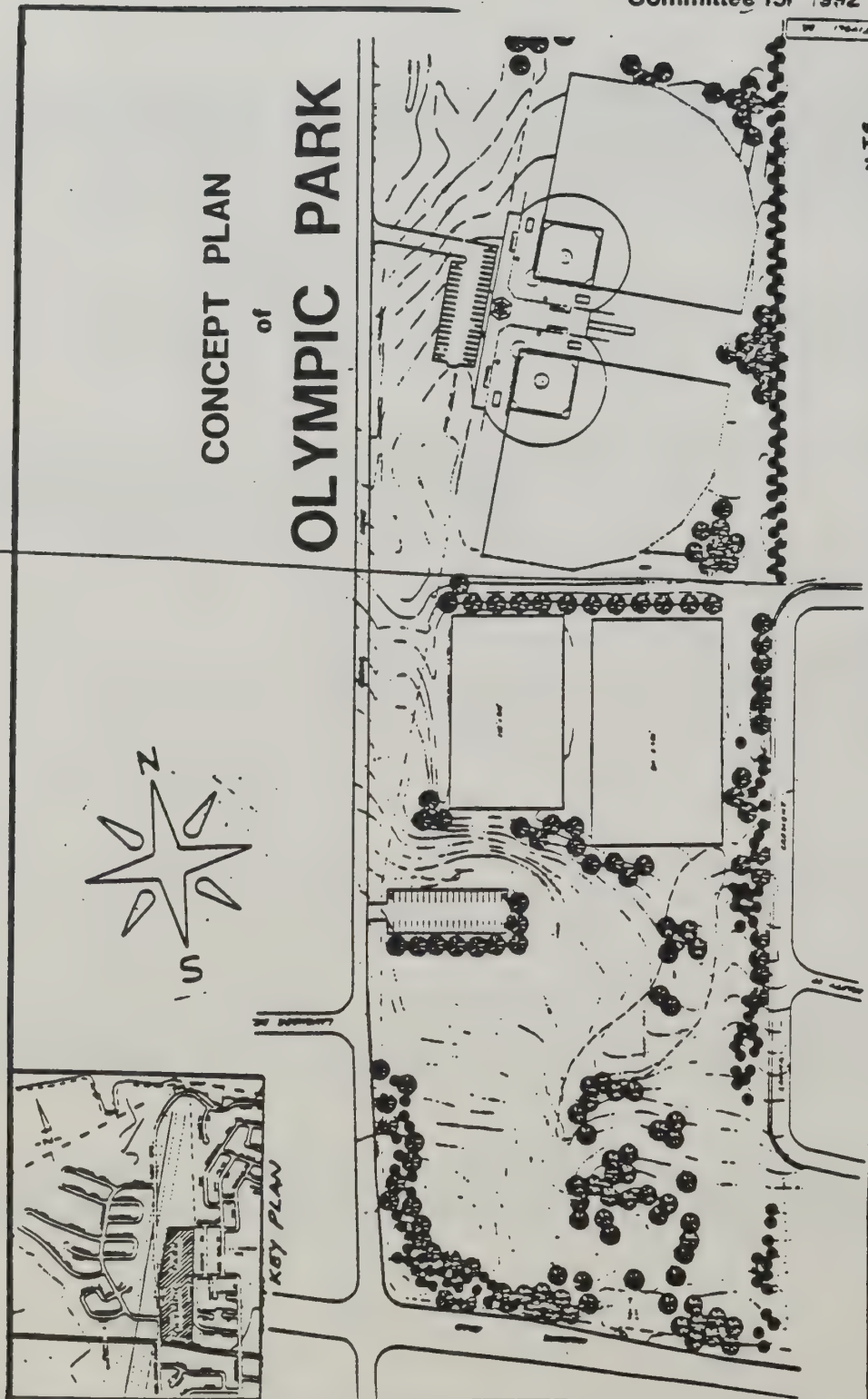
**Respectfully Submitted,**

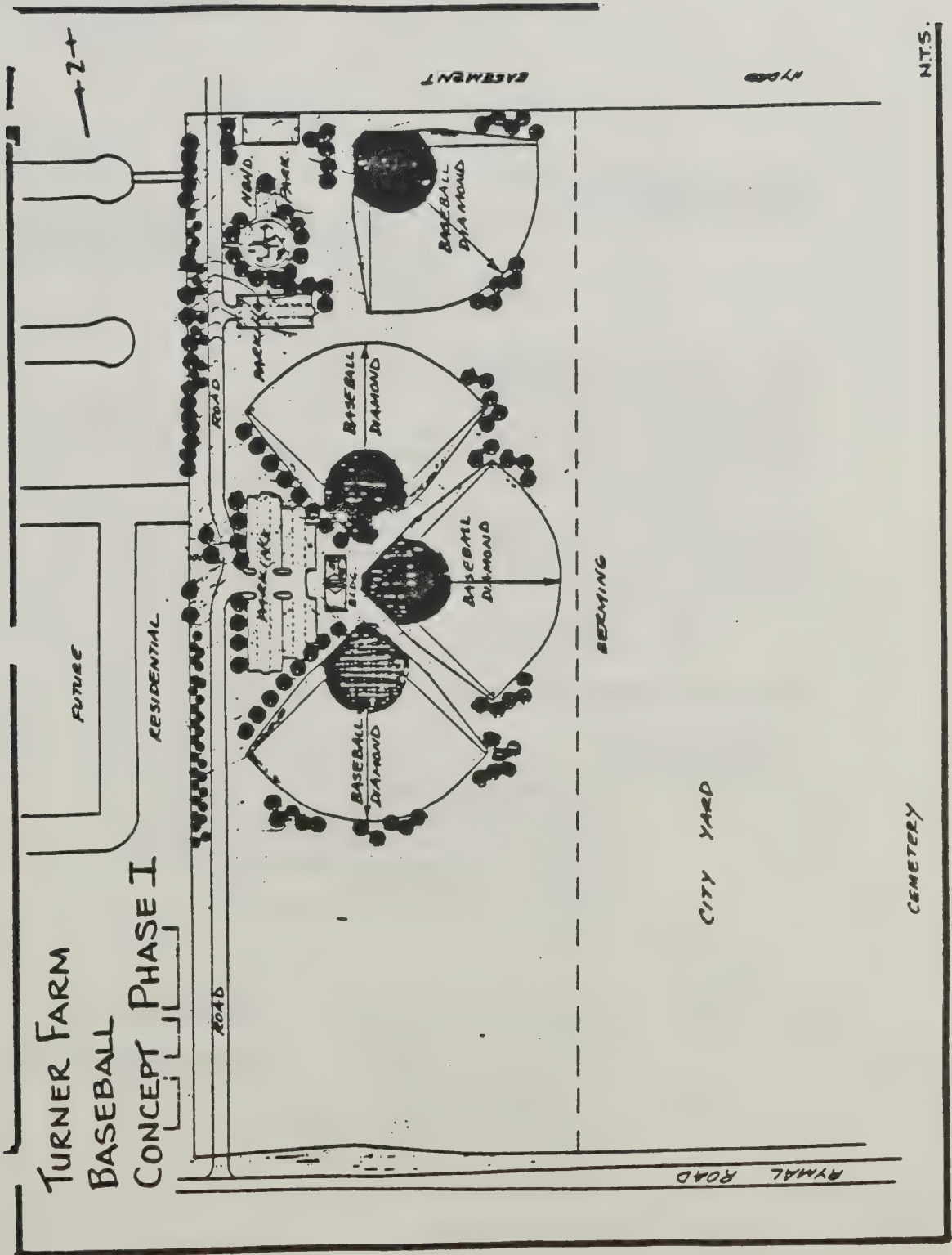
**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

Kevin C. Christenson, Secretary

1992 March 24

1992 March 31





**THE PARKS AND RECREATION COMMITTEE**  
**TERMS OF REFERENCE**  
**FOR THE PARKS AND RECREATION CITIZEN'S ADVISORY SUB-COMMITTEE**  
Revised February 1992  
- Adopted September 1985

"REVISED"

Changes

The Committee will be comprised of (10)  
citizen's and (2) elected members of  
City Council. The Chairperson will be  
elected from the ranks of the Sub-Committee.  
The Chairperson or nominee will be available  
to attend Standing Committee meetings as required.

Previously: Restricted  
To A Citizen Membership

New Wording

The Committee will be comprised of three focus groups  
each will meet every second month or as necessary with  
resource staff. These sub-groups will be:

Previously: Sub-Groups  
Not Identified.

- (i) **Parks**
- (ii) **Recreation**
- (iii) **Events**

With a minimum of three citizen members per Sub-Committee.

The Terms Of Reference

- (i) **Parks**
  - To Recommend Parks Names
  - To Monitor The Parks Master Plan - New
  - To Act As A Resource For Parks,  
Open Space And Conservational Issues
  - To Monitor Policy Development - New
  - To Monitor Parks Development Projects
- Resource** - **Parks Manager**
- (ii) **Recreation**
  - To Monitor The Culture And  
Recreation Vision 2000 Report - Replaces Master Plan
  - To Monitor Policy Development - Replaces Goals & Objectives
  - To Identify Emerging Issues - Replaces Trends
  - To Assist In Work With Recreation/  
Sport Groups, Organization & Councils
  - To Act As A Resource For Recreation  
Programs And Services
- Resource** - **Recreation Manager**

.../2

- page 2 -

Changes

- (iii) **Events**
- To Monitor The Special Events Policy And Procedures - New
  - To Monitor Progress Of Events, Games And Celebrations, Promoting Participation In Our City
  - To Identify Any New Event Opportunities
  - To Act As A Resource For Events And Celebrations
- Resource**
- Events Co-ordinator

Note: The Sub-Committee may deem it necessary to appoint other Ad Hoc Groups for special purposes and single issues. - New Explanation

The Sub-Committee will wish to receive information (minutes) from or communicate with the Arts Advisory Sub-Committee and the Hamilton Historical Board which also reports to the Parks and Recreation Committee.

The Parks and Recreation Citizen's Advisory Sub-Committee will meet monthly or as necessary to conduct the co-ordination of the three focus groups and deal with other Parks and Recreation issues referred to the Sub-Committee by the Standing Committee of Council. - New Explanation

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SIXTH** Report for 1992 and respectfully recommends:

1.     A.     That approval be given to Official Plan Amendment No. 108 to redesignate lands located at 165 Burton Street, from "Industrial" to "Residential", and to remove the subject lands from "Special Policy Area 11" and to place them within "Special Policy Area 8", and that the City Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton Wentworth.
- B.     That approval be given to amended Zoning Application 91-69, Agommen Ltd., prospective owner, for a change in zoning from "J" (Light and Limited Heavy Industry, etc.) District modified, to "DE-3"- 'H' (Multiple Dwellings - Holding) District modified, to permit a 24 unit stacked townhouse development, on property located at 165 Burton Street, as shown on the attached map marked as Appendix "A", on the following basis:
  - (a)   That the amending By-law apply the holding provisions of Section 35(1) of The Planning Act, R.S.O. to the subject lands, by introducing the holding symbol 'H' as a suffix to the proposed Zoning District which will prohibit the development of the subject lands until notification is received from the Ministry of Environment that the decommissioning process has been satisfactorily completed. Furthermore, the applicant/owner is required to apply for and receive approval of a Site Plan including a noise study.
  - (b)   That the subject lands be rezoned from "J" (Light and Limited Heavy Industry, etc.) District to "DE-3" - 'H' (Multiple Dwellings - Holding) District;
  - (c)   That the "DE-3" (Multiple Dwellings) District regulations as contained in Section 10C of Zoning By-law No. 6593, applicable to the subject lands be modified to include the following variances as special requirements:

- (i) That notwithstanding Section 10C(3)(i)(b), a minimum front yard of a depth of at least 3.0 m shall be provided and maintained;
  - (ii) That notwithstanding Section 10C(3)(ii)(b), a minimum side yard of a width of at least 3.0 m shall be provided and maintained;
  - (iii) That notwithstanding Section 10C(3)(iii)(b), a rear yard of a depth of at least 15.0 m shall be provided and maintained;
  - (iv) That notwithstanding Section 18.(8)(c) 1., a minimum building distance separation of 10.0 m shall be provided and maintained;
  - (v) That notwithstanding Section 10C(5), a maximum of 24 multiple family dwelling units shall be permitted;
  - (vi) That notwithstanding Section 10C(6) at least 30% of the lot area shall be provided and maintained as landscaped area;
  - (vii) That Section 18A(1)(c) shall not apply;
  - (viii) That a solid visual barrier not less than 2.0 m in height shall be provided and maintained along the northerly lot line;
  - (ix) That a visual barrier not less than 1.2 m nor more than 2.0 m in height shall be provided and maintained along the easterly side lot line, except for any area used for driveway access;
- (d) That the amending By-law be added to Section 19 of Zoning By-law No. 6593 as Schedule S-1267; and that the subject lands on Zoning District Map E-11 be notated S-1267;
- (e) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No. 108 by the Regional Municipality of Hamilton Wentworth; and,
- (f) That the Keith Neighbourhood Plan (Industrial Sector "A") be amended by redesignating the subject lands from "Industrial" to "Medium Density Apartments".

2. That the City of Hamilton employ the consulting firms of Unterman McPhail Cuming Associates and Wendy Shearer Landscape Architect Limited to undertake the Background Study and Plan for the Durand Markland Heritage Conservation District.
3. That the Mayor and City Clerk be authorized to execute the necessary documents to release the property at 225 Nebo Road, Hamilton from the construction covenants to the City as contained in Instrument Numbers 221167 L.T. and 221168 L.T. registered on 1988 April 6.
4. That the Recommendation approved by City Council on Tuesday, 1990 May 29 that stated as follows:

"The demolition control be applied to the following residential properties and that no demolition permit be issued until such time as the owner obtain a building permit":

- (a) 150 Catharine Street South
- (b) 152 Catharine Street South

be revoked, and that the Building Commissioner be authorized to issue a demolition permit for 150 Catharine Street South and 152 Catharine Street South.

Subject to a rezoning for a temporary parking lot.

5. That the Building Commissioner be authorized to issue a demolition permit for 39 Clifford Street.
6. That By-Law 91-047 respecting appointments under the Building Code be amended as follows:
  - (a) That Section 2(b) be amended by adding the words "and Director of Technical Services".
  - (b) That Section 4(b) be amended by deleting the words "Manager of Inspections" and replacing it with the words "Manager of Field Services".
  - (c) That Section 5(b) be amended by deleting the words "Manager of Plan Examination" and replacing it with the words "Manager of Customer Services".

- (d) That Section 6(a) be amended by adding the names of Donald J. Inglis and John Spolnik
- (e) That Section 6(b) be amended by deleting the words "Supervisor of Building Standards" and replacing it with the words "Supervisor of Field Services".
- (f) That Section 7(a) be amended by deleting the names "Donald J. Inglis and John Spolnik and replacing it with the name Linda Paterson".
- (g) That Section 7(b) be amended by deleting the words "Supervisor of Inspection Services", and replacing it with the words "Supervisor of Customer Services".
- (h) That Section 8(a) be amended by deleting the name "Thomas Redmond, P. Eng."
- (i) That Section 9 be amended by deleting the following names:

Italo J. Dominic  
Robert H. Bradshaw  
George A. Korz  
Johnny Walker  
David Gibson

- (j) That Section 9 be further amended by adding the following names:

Frank Peter  
Nancy Rahjer  
Christine Hey  
Monica Melnick  
Ricard Kuipers  
Debbie Eydt  
George Caetano  
George Robis

- (k) That Section 11(a) be added to read as follows:

"The following person is appointed an Inspector:

"Thomas Redmond, P. Eng."

- (l) That Section 11(b) be added to read as follows:

"The title of the Inspector appointed under clause (a) shall be as follows:

"Chief Building Engineer"

7. (a) That, under the Commercial Improvement Programme, luminaires be affixed to building faces abutting alleyways within the Westdale Village B.I.A., to increase security of the alleyways at an estimated cost of \$16,000; and,
- (b) That the Mayor and City Clerk be authorized to execute an agreement to attach and maintain the lighting fixtures to the private property; and,
- (c) That the City Solicitor be authorized to register the lighting agreements on title.
8. (a) That, under the Commercial Improvement Programme, luminaires be affixed to building faces abutting alleyways within the Barton General B.I.A., to increase security of the alleyways; and,
- (b) That the Mayor and City Clerk be authorized to execute an agreement to attach and maintain the lighting fixtures to the private property; and,
- (c) That the City Solicitor be authorized to register the lighting agreements on title.
9. That approval be given to Site Plan Control Application DA-91-72 by Angelo Giacomelli, owner of lands at 203 Homewood, to amend approved plans of Site Plan Control Application DA-87-77 to incorporate changes to the parking and landscape area subject to the following:
- a) modification to the plans related to dimensions, notes and paving as marked in red on the plans; and
- b) approval by the Committee of Adjustment for the following variances:
- i) to reduce the required manoeuvring for the existing parking spaces from a total of 6.0 m to 5.92 m; and,
- ii) to reduce the required number of parking from 5 to 4 spaces.

10. (a) The City of Hamilton advise the Regional Municipality of Hamilton-Wentworth that it supports the Environmental Waiver Request Report for the Ofield Storm Sewer, as shown on the attached map marked as Appendix "B", prepared by Dames and Moore, Canada, provided the measures identified in the Report to control erosion, silt, and sedimentation and the rehabilitation of vegetation in the easement are undertaken; and,
  - (b) That the City Clerk notify the Regional Clerk of the City of Hamilton's decision.
11. That the Urban Safety Study prepared by L. Morris (distributed to Council members under separate cover) to develop Urban Safety Design standards be endorsed and that funding for the study be investigated by the Planning and Development Department.
12. A. That approval be given to Official Plan Amendment No. 107 to establish a "special policy area" to permit a grocery store for property municipally known as 2371 Barton Street East, and the City Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton-Wentworth.
  - B. That approval be given to Amended Zoning Application 91-72, The Barn Fruit Markets Inc., Lessee, for a further modification to the established "JJ" ( Restricted Light Industrial) District regulations to permit a grocery store for property located at 2371 Barton Street East, as shown on the attached map marked as Appendix "C", on the following basis:
    - (a) That the "JJ" (Restricted Light Industrial) District regulations as set out under Section 16A of Zoning By-law No. 6593, as amended by By-Law Nos. 69-264 and 80-063, applicable to the subject lands, be further modified to include the following variance as a special requirement:
      - (i) That notwithstanding Section 16A(1)(ej) of Zoning By-law 6593, the following uses shall be permitted:
        - (1) a retail grocery store, including an accessory restaurant having a maximum seating capacity of 20 persons, only within the existing building;
    - (b) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-128b, and that the subject lands on Zoning District Map E-103 be notated S-128b;

- (c) That By-law No. 69-264, applicable to the subject lands, be repealed;
  - (d) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-103 for presentation to City Council; and,
  - (e) That the proposed modification in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No. 107 by the Regional Municipality of Hamilton-Wentworth.
13. That approval be given to Zoning Application 91-73, Benemar Construction Inc., owner, for a change in zoning from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District, to permit small lot single-family detached dwellings, for lands located in the area south of Rymal Road East and west of the proposed extension of Upper Wentworth Street, as shown on the attached map marked as Appendix "D", on the following basis:
- (a) That the subject lands be rezoned from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District;
  - (b) That the City Solicitor be directed to prepare a By-Law to amend Zoning By-Law No. 6593 and Zoning District Map E-18E for presentation to City Council;
  - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
14. That the amendment to the Beasley Neighbourhood Plan for the lands known as Carter Square (the block bounded by Cannon Street East, Elgin Street, Barton Street, and Cathcart Street), as shown on the attached map and the associated policy guidelines as Appendix "E", be adopted by City Council.

15. That approval be given to amend Zoning By-law No. 6593 by permitting Zoning Application 91-61, Maurice C. Carter Holdings Limited, owner for a change in zoning from "H" (Community Shopping and Commercial) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified to permit a multiple family residential development having a maximum gross floor area ratio of 2.0 for Blocks "1", "2" and "3", and a modification to the "H" (Community Shopping and Commercial) District, modified to prohibit any buildings or structures on Blocks "4" and "5", in accordance with the concept plan as shown on the attached APPENDIX "G", for property located within the block bounded by Cannon Street East, Elgin Street, Barton Street East and Ferguson Avenue, shown as Blocks "1", "2", "3", "4" and "5" on the map marked as APPENDIX "F" on page C-14, on the following basis:

- i) That the City Solicitor, in consultation with the Building Commissioner, Director of Local Planning and Director of Traffic Services, be directed to prepare an appropriate Zoning By-law Amendment for presentation to City Council on the basis that the subject lands may be divided into three parcels.
- ii) That final Site Plan Approval on the subject lands be withheld until:
  - a) notification is received from the Ministry of Environment that the decommissioning process has been satisfactorily completed; and
  - b) the applicant/owner has placed a warning clause on title as per CN's requirement, to the satisfaction of the City Solicitor.

**ADDED AND CARRIED.**

16. That leave be granted to introduce the following Bills:

- (a) Bill C-40 A By-law to remove part of Silverton Drive registered plan of subdivision from part-lot control
- (b) Bill C-41 A By-law to amend Zoning By-law No. 6593 respecting Definition of "Owner"
- (c) Bill C-42 A By-law to amend Zoning By-law No. 6593 and to repeal Zoning By-law No. 80-223 respecting land located at Municipal No. 475 Nebo Road

- (d) Bill C-43 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1067 Rymal Road East
- (e) Bill C-44 A By-law to repeal By-law No. 91-076 respecting land located at Municipal No. 74 Charlton Avenue East
- (f) Bill C-45 A By-law to amend tariff of fees By-law No. 87-55 as amended by By-law No. 87-350 respecting the Committee of Adjustment
- (g) Bill C-46 A By-law respecting the Chief Building Official and Inspectors appointed under the Building Code Act, R.S.O. 1990, Statutes of Ontario, Chapter B.13

17. (a) That the Director of Property be authorized to submit a formal tender for the purchase of property known as 15 Gerrard Street, Hamilton which is required in conjunction with the Alpha West Residential Enclave Clearance Program at the sale of this property for tax arrears by the City Treasurer. The tender shall be on the prescribed form required by the Municipal Tax Sales Act.

(b) That the City Treasurer be authorized to issue a certified cheque for 20% of the tender amount as is required by the Municipal Tax Sales Act to be submitted with the tender application. The deposit cheque along with the remaining monies owed upon a successful tender bid be charged to Account Number CF 5590 30875001 (Land Acquisition - Enclave Clearance Program).  
ADDED AND CARRIED

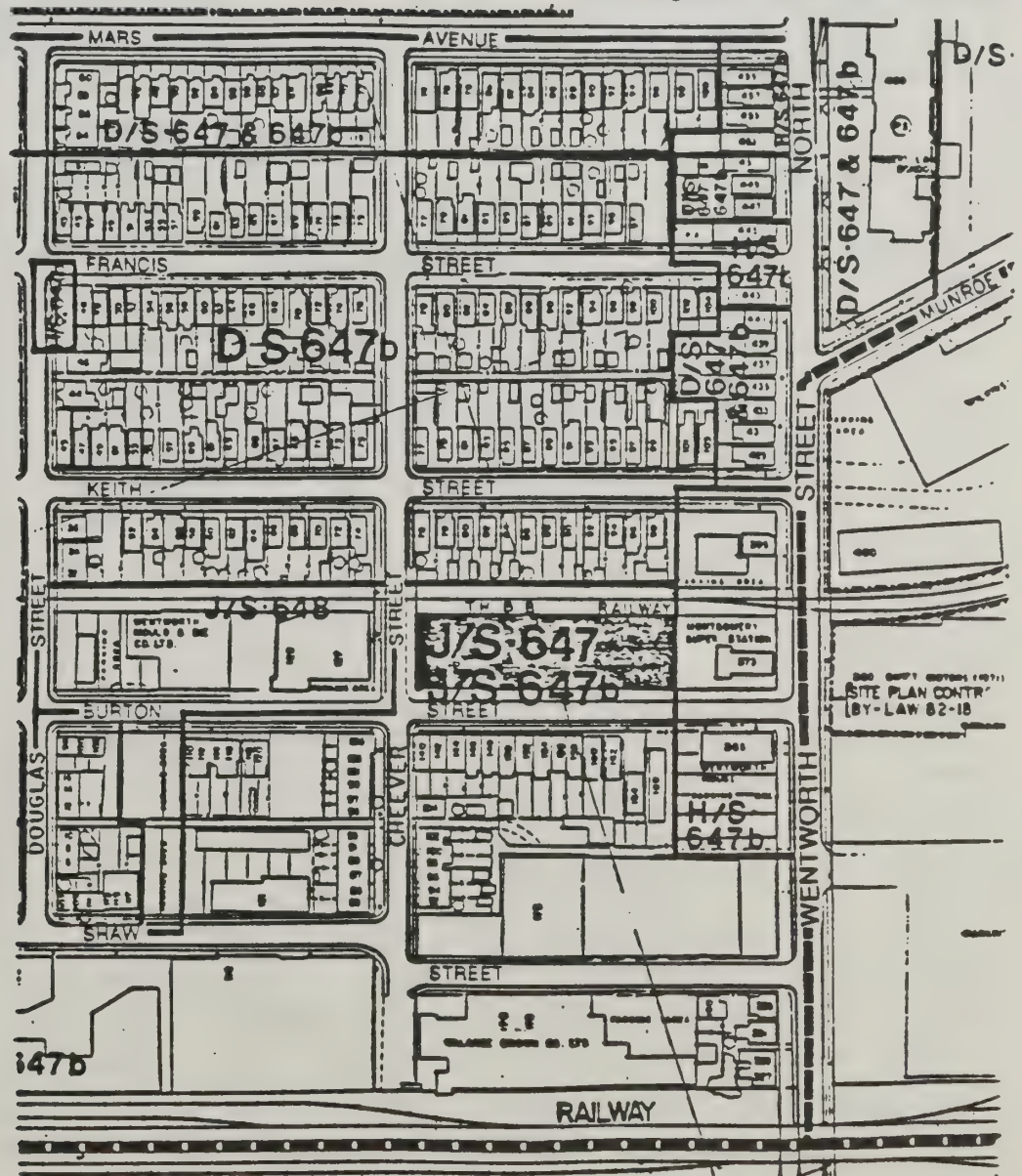
Respectfully submitted,

ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello, Secretary  
1992 March 25

1992 March 31

Appendix "A" referred to  
in Section 1 of the Sixth  
Report of the Planning and  
Development Committee for 1992



Legend

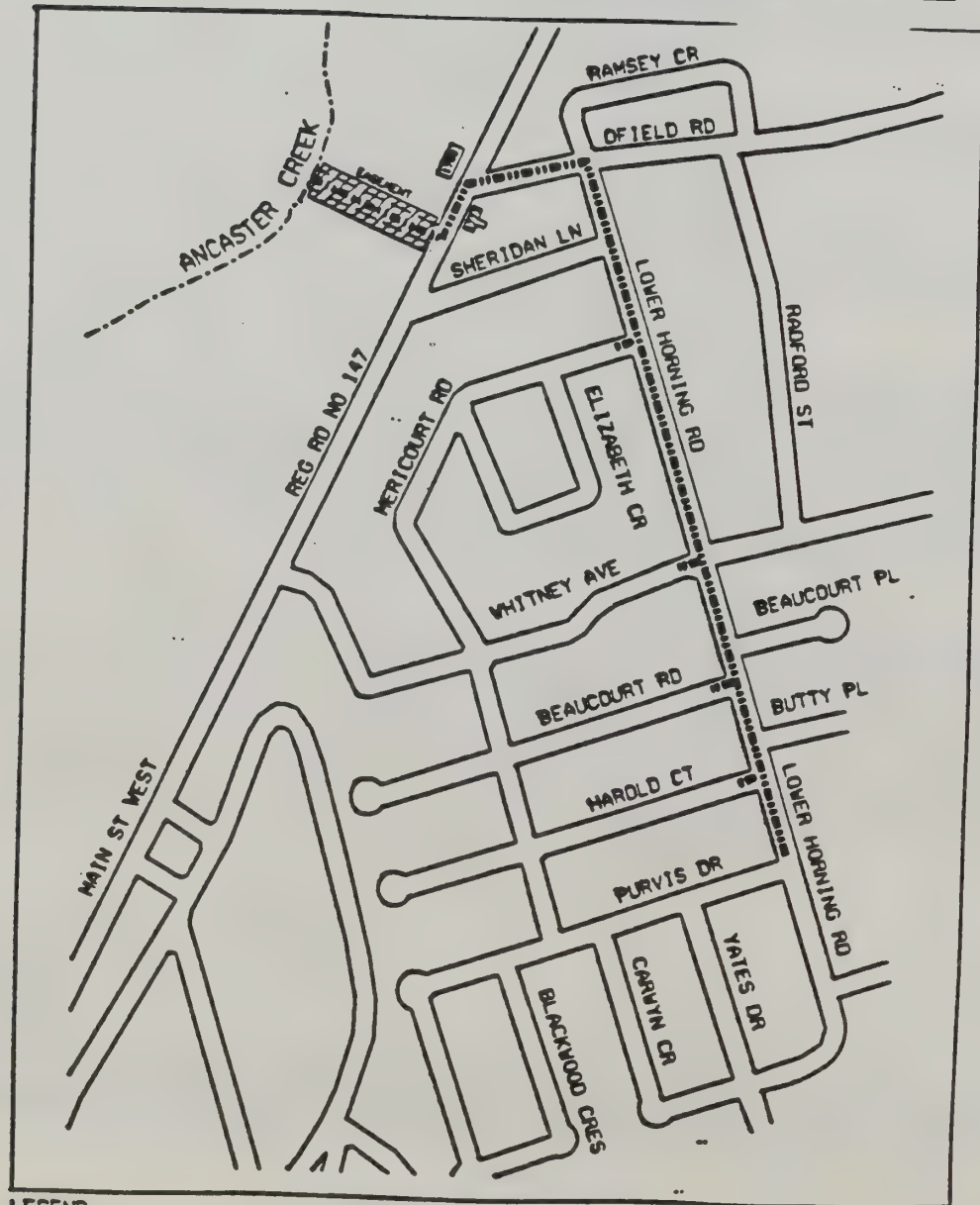


Site of the Application



1992 March 31

Appendix "B" referred to  
in Section 10 of the Sixth  
Report of the Planning and  
Development Committee for 1992



LEGEND

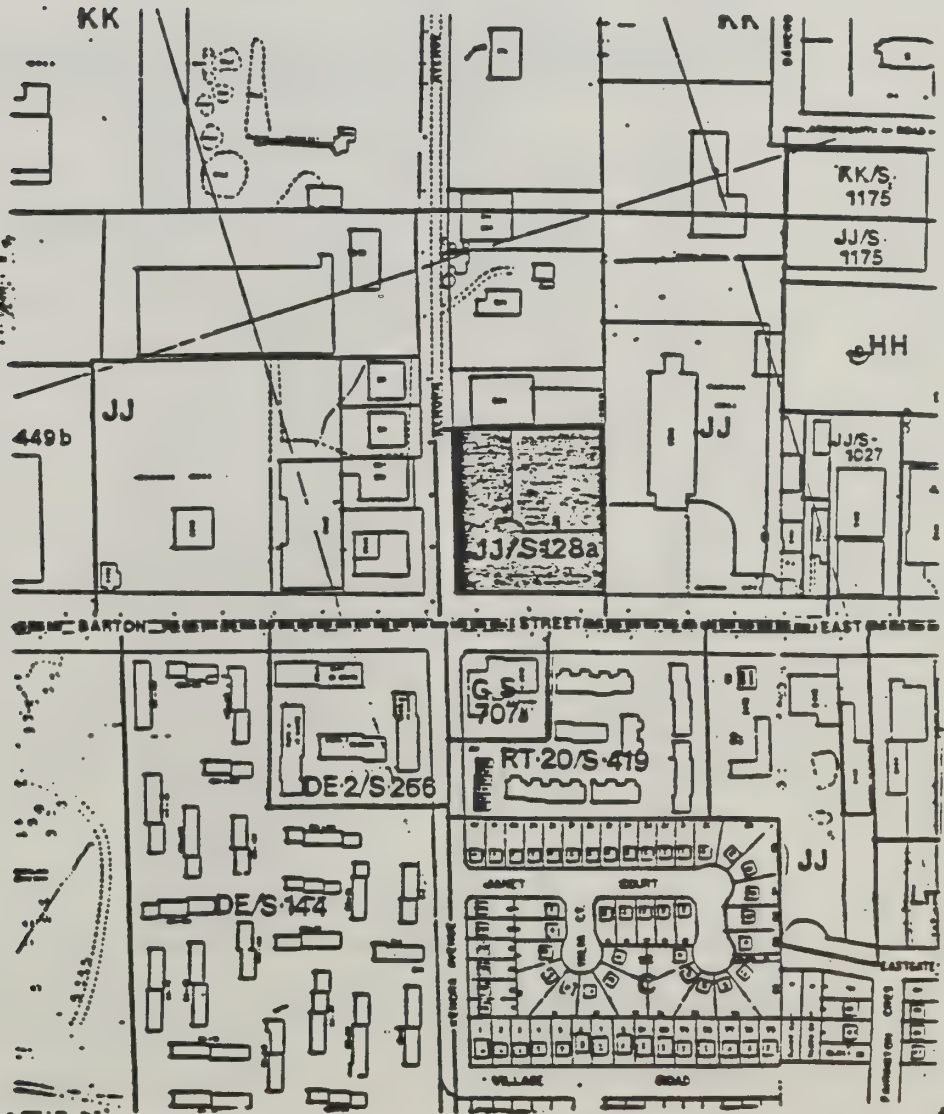
 AREA SUBJECT TO ENVIRONMENTAL  
WAIVER REQUEST

 SEWER

  
P5-3-5

1992 March 31

Appendix "C" referred to  
in Section 12B of the Sixth  
Report of the Planning and  
Development Committee for 1992



Legend

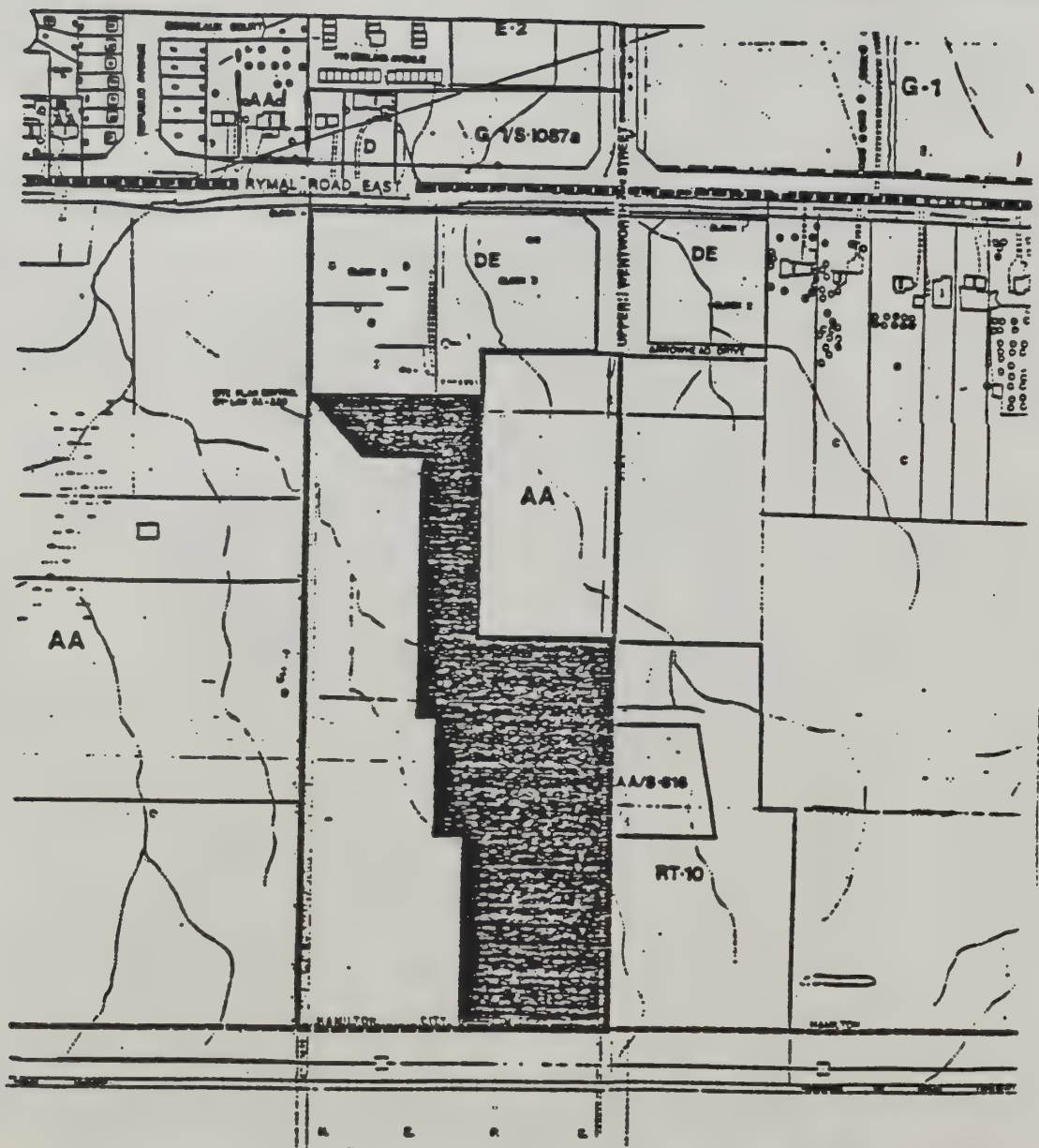


Site of the Application



1992 March 31

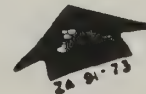
Appendix "D" referred to  
in Section 13 of the Sixth  
Report of the Planning and  
Development Committee for 1992



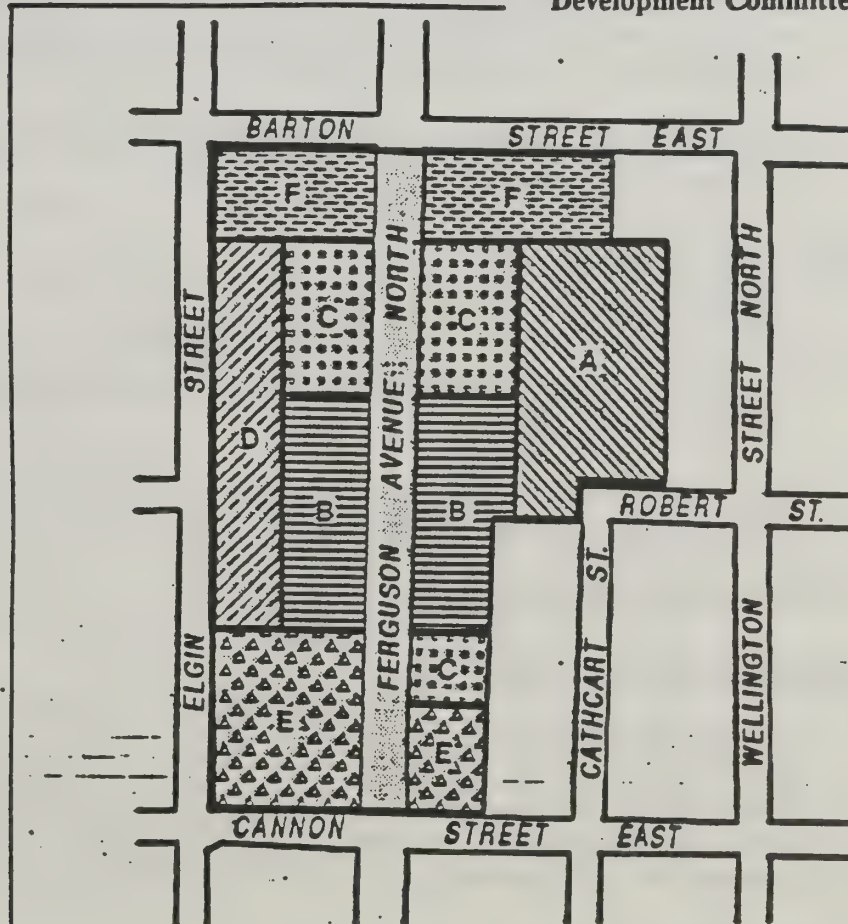
**Legend**



Site of the Application



Appendix "E" referred to  
in Section 14 of the Sixth  
Report of the Planning and  
Development Committee for 1992



- |  |   |
|--|---|
| <b>A - LOW DENSITY APTS. (3.5 STOREY STACKED TOWNHOUSES)</b> | <b>D - MEDIUM DENSITY APTS. (3.5 STOREYS)</b> |
| <b>B - MEDIUM DENSITY APTS. (10 STOREYS)</b>                 | <b>E - COMMERCIAL</b>                         |
| <b>C - MEDIUM DENSITY APTS. (8 STOREYS)</b>                  | <b>F - COMMERCIAL &amp; APARTMENTS</b>        |

1992 March 31  
**LAND USE POLICIES**

**A. Cannon Street**

- the commercial designations on Cannon Street should remain. However, there should be no encroachment into the residentially designated area (to the west and east) nor should there be any extension of the commercial designation to the south side of Cannon Street East.
- automotive and related uses along the street could be strengthened through a BIA or similar initiative.

**B. Elgin Street (east side)**

- stacked townhouses of 3 to 3 1/2 storeys in height.
- townhouse blocks should provide breaks to allow pedestrian access to the interior of the block.
- the design of the stacked townhouses should reflect that of the existing development on the west side of Elgin Street.
- a mix of housing tenures is encouraged.

**C. Pedestrian Extension of Robert Street**

- a pedestrian link to Ferguson as an extension of Robert Street is appropriate. This requires the establishment of the walkway between Elgin and Robert Streets and its continuation east from Ferguson Avenue to the existing alley. The preferred alignment between Elgin and Ferguson is along the existing sewer easement.
- stacked townhousing to the mid-block.
- appropriate separation should be provided to create a quality landscaped area.

**D. Barton Street**

- mixed commercial/residential uses are recommended. The ground floor level should be used for commercial purposes to reflect the use of Barton Street to the East and West.
- height along Barton should be limited to 2 storeys at the street level with residential structures could be set back to a maximum height of 8 storeys in total.

E. Ferguson Avenue

- A maximum height of ten storeys was identified as appropriate around a central focal point on Ferguson (where Ferguson Avenue intersects with the pedestrian extension of Robert Street). All other buildings should be restricted to a maximum of eight storeys.
- a mix of housing tenures is encouraged.

F. Cathcart Street

- stacked townhousing should be permitted on the west side of the street.
- stacked townhousing or conversion of the existing industrial building to residential use should be permitted.

G. Soil Decommissioning

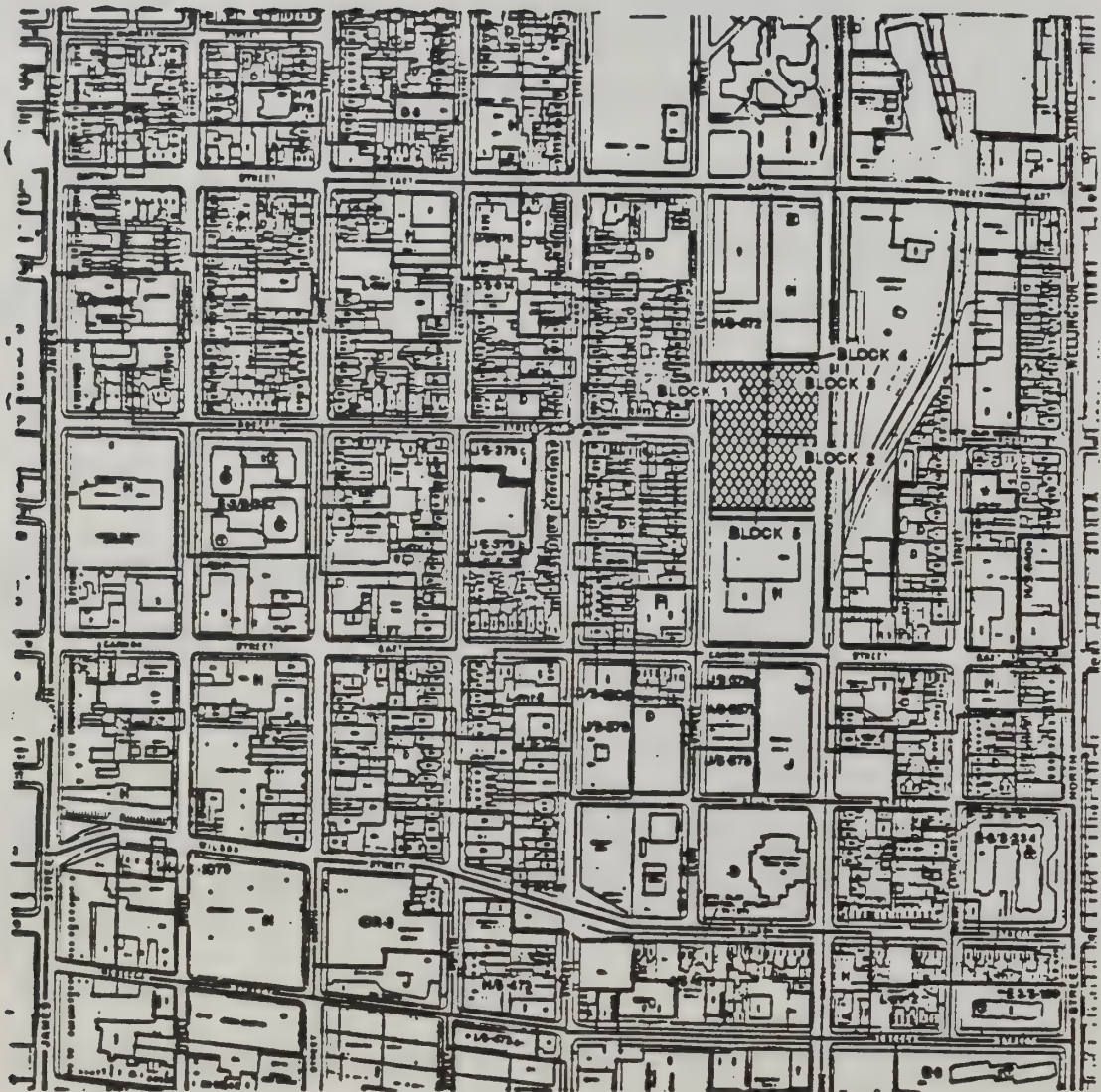
- soil studies to identify soil contamination on all sites within this area will be required. In addition, prior to the finalization of every application for development, decommissioning, to the satisfaction of the Ministry of the Environment, will be required.

H. Ongoing Stakeholder Consultation

- stakeholders (such as area residents) should continue to be consulted as the development of the area takes place to ensure that their concerns, including the policies and urban design guidelines outlined in the report of the Joint Carter Square Advisory Committee, are addressed. This will aid in the implementation of the amendment.

1992 March 31

Appendix "F" referred to  
in Section 15 of the Sixth  
Report of the Planning and  
Development Committee for 1992



Legend



Subject Lands

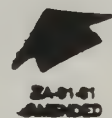
Proposed uses:

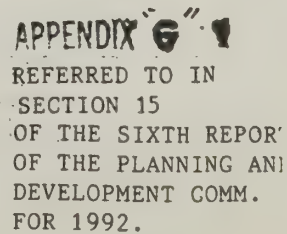
BLOCK "T" Four 3.5-story, mixed tenement developments containing a total of 60 units.

BLOCK "P" One 10-story, seniors apartment building containing 110 units.

BLOCK "Q" One 10-story, apartment building containing 92 units.

BLOCK "V" & "W" 8 or more, 4-to buildings and structures permitted.





## REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **SECOND** Report for 1992 and respectfully recommends:

1. That the appeal by Faye Shedletsky, 18 Creekwood Place, Dundas to remain on the Taxicab Priority List be denied.

Ms. Shedletsky made a written request to the City of Hamilton Licensing Committee on 1991 November 5 for a hearing of her appeal to remain on the Taxicab Priority List. She stated that she had failed to renew her name on the list because she had not received her courtesy reminder letter until the first business day in October.

Hearings were scheduled for Ms. Shedletsky on three separate occasions at which she failed to appear despite a registered letter being sent to her on the third occasion.

The Licensing Committee considered Ms. Shedletsky's letter and in the absence of any additional evidence and the fact that she had failed to attend three scheduled hearings the Committee did not feel there were sufficient grounds to grant Ms. Shedletsky's appeal and therefore made the foregoing recommendation.

2. That the Cab Driver Licence of Russell Rizzo, #14-122 Melrose Avenue South, Hamilton be revoked.

Mr. Rizzo appeared before the Licensing Committee on 1992 February 12 to show cause why his cab driver licence should be renewed due to his extensive driving record. At that time the Committee renewed Mr. Rizzo's cab driver licence for a six months probationary period.

1992 March 31

At their meeting of 1992 March 11 the Licensing Committee was advised that Mr. Rizzo had subsequently been convicted of sexual assault.

A special meeting of the Licensing Committee was called for 1992 March 26, of which Mr. Rizzo was given notice to attend and show cause why his licence should not be revoked. Mr. Rizzo failed to attend and, after waiting thirty minutes from the scheduled time, the Licensing Committee proceeded to hold the hearing in Mr. Rizzo's absence.

Sgt. C. Bamlett of the Hamilton-Wentworth Regional Police attended and advised the Licensing Committee that Mr. Rizzo had been convicted on 1992 March 06 of sexual assault.

The City of Hamilton Licensing Committee therefore made the foregoing recommendation on the grounds of Mr. Rizzo's conviction for sexual assault.

**RESPECTFULLY SUBMITTED**

**ALDERMAN T. COOKE  
CHAIRPERSON  
CITY OF HAMILTON LICENSING COMMITTEE**

Stella Glover  
Secretary

1992 March 26

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **EIGHTH** Report for 1992 and respectfully recommends:

1. (a) That permission be granted to the Multiple Sclerosis Society of Canada, Hamilton and District Chapter, to use the Second Floor Foyer, west end, for a display from 1992 May 1 - 14 to promote the Multiple Sclerosis Campaign during National Carnation Month.  
  
(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
2. That approval be given to the action taken by the City Clerk in authorizing the Mayor and Members of Council of Preston, England and Rotary International to display the Civic Emblem and Scroll on the second floor of City Hall from 1992 March 9 to March 17 in order that ex-Prestonians may add their signature.
3. (a) That permission be granted to the Justice for Women Coalition to use City Hall Meeting Room 264 on Wednesday, 1992 May 6 from 7:30 to 10:00 p.m.  
  
(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
4. (a) That permission be granted to the Hamilton and District Labour Council CLC to use the City Fall Forecourt (corner of Bay and Main Streets) on Tuesday, 1992 April 28 at 11:00 a.m. for a ceremony to commemorate the Day of Mourning.  
  
(b) That the City Clerk be granted the authority to approve of a similar request in future years, provided it does not interfere with any other activity.

5.
  - (a) That the Baha'i Community of Hamilton be granted permission to use the City Hall Forecourt for a Proclamation Ceremony and open air concert to celebrate the opening of "Holy Year" from 1:00 p.m. to 5:00 p.m. on Tuesday, 1992 April 21.
  - (b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
6.
  - (a) That permission be granted to the Fly the Flag for Canada Citizens Committee to display a poster in the First Floor Foyer to promote the Fly the Flag for Canada Campaign.
  - (b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
7.
  - (a) That permission be granted to the Tourette Syndrome Foundation of Canada (Hamilton Support Group) to fly the Tourette Syndrome Awareness flag from 1992 June 01 - 30 in recognition of Tourette Syndrome Awareness month.
  - (b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.
8.
  - (a) That the Transportation Committee for Hamilton-Wentworth Access Awareness Week be granted permission to use the following City Hall facilities during National Access Awareness Week:
    - (i) to use the east end, second floor at City Hall for a display from 1992 June 01 - 05.
    - (ii) to use the City Hall forecourt for a vehicle and equipment display from 8:00 a.m. - 5:00 p.m. on 1992 June 01.
  - (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
9. For the information of members of City Council, attached herewith and marked Appendix "A" is a list of 316 names of individuals who have renewed their names on the Taxicab Priority List, in accordance with By-law 89-249.

10. That a purchase order be issued to Crystaplex Arenas-Lair Plastics (Canada) Inc., Mississauga, in the amount of \$50,097.28 including all taxes, to supply and deliver plastic rink boards and tempered glass with supports, being the lowest of three quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation and that this expenditure be financed through Operating Account No. CH56103 31330.

11. That purchase orders be issued for the supply and delivery of Electric Light Bulbs to Purchasing Stores as and when required during 1992, being the lowest of nine tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tenders, as follows, and that this expenditure be financed through various Stock Inventory Accounts:

	<u>Wesco, Hamilton</u>	<u>Nedco, Hamilton</u>
In the amount of	\$58,832.38	\$51,168.39

12. That the attached listing of Appointments To and Terminations From Permanent positions with the Corporation to 1992 March 18, attached herewith and marked Appendix "B", be approved.

13. (a) That the City of Hamilton renew the Lease of four (4) parking spaces at the King-Jarvis Parking Lot by the "It 's All Greek To Me" Restaurant (Margaret Tsangarakis) for the purpose of establishing an outdoor patio restaurant at a rental of \$4,992. inclusive of realty taxes for a four (4) month period commencing 1992 May 8, and terminating on 1992 September 8.

- (b) (i) That the Lease Agreement contain the proviso that the Lessee will provide the City with liability insurance to the extent of \$2,000,000.
- (ii) That the patio structure to be placed on the subject parking spaces be constructed to the satisfaction of the General Manager of the Parking Authority.
- (iii) That the Lessee be responsible for any business taxes as the use of the patio restaurant.

- (c) That the Mayor and City Clerk be authorized to execute a Lease Agreement in a form satisfactory to the City Solicitor.
14. That the attached response to the proposed Ministry of Consumer and Commercial Relation's Draft Terms and Conditions on the Management and Conduct of Bingo Lotteries, attached herewith and marked Appendix "C", be approved.
15. That the following resolution from the City of North York, respecting the termination of the 60% Provincial funding towards the budget of the Credit Counselling Service in Ontario, be received:

WHEREAS Credit Counselling Services provide the only alternative to bankruptcy for individuals and families experiencing undue stress because of inability to meet creditor demands;

AND WHEREAS Credit Counselling Services assist in alleviating undue anxiety by families and provide for an orderly repayment of debts to creditors within the ability to pay of the debtor;

AND WHEREAS Credit Counselling Services provide a means of payment of funds owing to merchants and vendors within the economic system as opposed to writing off as loss vast sums of money owed by debtors through the credit purchasing system;

AND WHEREAS many families are undergoing a difficult time financially because of interrupted or reduced income during this recessionary period;

AND WHEREAS the decision to terminate funding as provided by Province of Ontario governments over the past twenty-five years was made unilaterally with no consultation with interested parties as to personnel policies, leases, contracts, etc.;

THEREFORE BE IT RESOLVED that the City of North York vigorously protest this abrupt termination of funding, and advocate the reversal of this decision, returning to the formula of Province of Ontario provision of 60% share of the budget of Credit Counselling in Ontario.

16. That the following resolution from the City of St. Catharines respecting an Arbitration Award to Fire Fighters be received:

"That as the award clearly runs contrary to government policy, the City of St. Catharines deplores the award of Kevin Burkett as inflationary, biased, and incomplete;

and that the Premier of Ontario be petitioned to establish ways in which the Government, in the future, can overturn awards such as this, and remove Kevin Burkett from the list of provincial arbitrators;

and that an appeal be made directly to the Premier of Ontario respecting the arbitration award recently made by Mr. Kevin Burkett to the St. Catharines Professional Firefighters Association;

and the Government of Ontario establish guidelines for arbitrators that will limit their ability to award inflationary settlements;

and further, that a copy of this brief and recommendation be circulated to all municipalities for their approval and support."

17. That the following resolution from the City of Windsor respecting a tri-level cost-sharing strategy to meet municipal infrastructure needs be received:

WHEREAS deteriorating roads, bridges, sidewalks, sewer and water systems have long been recognized as a serious problem facing municipalities' infrastructure; and,

WHEREAS inadequate and deteriorating sewer systems create health problems and pollute waters, deteriorating water systems pose health risks, and deteriorating roads and bridges create safety risks; and,

WHEREAS the relationship between inadequate infrastructure and the environment is unmistakably clear, and further federal and provincial environmental regulations require municipalities to carry out corrective works without accompanying financial assistance, and federal and provincial governments enact statutes and policies which place an increased financial burden on municipalities; and,

WHEREAS municipalities are essentially limited to one funding source, the property tax, which has proven inadequate in meeting the growing demands on municipal budgets, and since Canadian municipalities cannot expect a healthy and safe environment or a healthy economy without an undertaking from all levels of government to contribute financially to the necessary rebuilding of municipal infrastructure;

THEREFORE BE IT RESOLVED that the City of Windsor petition both Environment Canada and the Ontario Ministry of the Environment to commit their respective ministries to a tri-level cost-sharing strategy to meet municipal infrastructure needs, and further that this resolution be forwarded to the Association of Municipalities of Ontario, Ontario municipalities with a population of over 50,000, local members of Parliament and local members of Provincial Parliament for their support and endorsement.

18. (a) That an Offer to Purchase, duly executed by Vince and Agnese DePanfilis on 1992 March 6, and scheduled for closing on or before 1992 June 5, for a portion of City owned property, composed of all of Block "F", Plan M-176, Albion Falls Survey, being irregular in shape and more particularly described as having a length of 29.68 metres (97.39 feet), more or less, by a width of 28.16 metres (92.41 feet), more or less, comprising a total area of 244.79 square metres (2,635 square feet), more or less, being rear land directly behind Lot 17, known municipally as 72 Albion Falls Boulevard, be approved and completed, and the funds derived from this sale of \$780. be credited to Account Number CH 4X501 00102 (Sale of Land - Reserve for Property Purchases). A deposit in the amount of \$78. is being held by the Acting City Treasurer pending Council approval.
- (b) That the Mayor and City Clerk be authorized to execute the necessary documents.

19. That the City approve the Hamilton Public Library Board's accepting an Option to Purchase, duly executed on 1992 February 21, by the owners, the Hillcrest Masonic Temple Corporation, and scheduled for closing on or before 1992 May 11 for the construction of a Branch Library to service the present and future needs of the south/east mountain. Said lands being situated in the Regional Municipality of Hamilton-Wentworth, formerly in the Township of Barton, now in the City of Hamilton, being composed of Part of Lot 8, Concession 7, having a frontage along the northerly limit of Stone Church Road East of 117.04 metres (384.0 feet), more or less, by a depth of 79.55 metres (261.0 feet), more or less, comprising a total area of 9,310.80 square metres (2.3 acres), more or less, as previously set out in Instrument Number 141213 C.D. and more particularly described as Municipal Address 759 Stone Church Road East. The purchase price of \$550,000. to be charged to the following Accounts - \$509,671.05 to be charged to Account Number CF 5590 919041010 (Land Acquisition - South/East Mountain Library Branch). The remaining \$40,328.95 to be charged to the Hamilton Public Library Account LB 5X999 00420 (Special Gift Fund). This approval is provided on the following conditions:

- (a) That this Option be conditional upon the Hamilton Public Library Board obtaining soil tests satisfactory to the Hamilton Public Library Board on or before closing 1992 May 11.
- (b) That upon completion of this transaction title to the property being acquired be placed in the name of The Corporation of the City of Hamilton.
- (c) That it be a condition of approval that the City of Hamilton and the Hamilton Public Library Board agrees:
  - (i) That the Director of Property be authorized to negotiate the sale of the rear portion of the site to the Developer of the adjacent Block 83 in order that Block 83 together with the lands acquired shall form four (4) building lots with a depth not less than 100 feet.
  - (ii) That the Director of Property be authorized to negotiate the sale of a watermain easement required on the site to the Region.

- (iii) That revenues received from the sale of surplus lands associated with this property in connection with the development of Block 83 on Plan 62M-603, or excess lands not required for the construction of the Library, or the sale of easements upon the lands, be returned to the Hamilton Public Library Board to an amount not to exceed \$40,328.95 plus interest calculated at the prime rate from time to time plus any costs associated with the closing of this transaction and absorbed by the Library Board (i.e. legal, survey and soil test), and all other revenues be returned to the City of Hamilton and deposited in Account Number CH 4X501 00102 (Sale of Lands - Reserve for Property Purchases).
- 20.
- (a) The approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, south of Glow Avenue. The land contains an area of 107.7 square metres (1,159.3 square feet) more or less, shown as Parts 1 and 2 on Plan 62R-11146. The licence be granted for the consideration of \$1.00 plus taxes and credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following City Council's approval.
  - (b) That approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, south of Glow Avenue. The land contains an area of 226 square metres (2,432.7 square feet) more or less, shown as Parts 1 and 2 on Plan 62R-11144. The licence be granted for the consideration of \$1.00 plus taxes and credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following City Council's approval.
  - (c) That approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, north of Grace Avenue. The land contains an area of 91.7 square metres (987.08 square feet) more or less, shown as Part 1 on Plan 62R-11145. The licence be granted for the consideration of \$1.00 plus taxes and be credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following Council's approval.

- (d) That the Mayor and City Clerk be authorized to execute a Licence Agreement in a form satisfactory to the City Solicitor.
21. That funds be allocated from the Reserve for Replacement of Mobile Equipment, Account Centre No. CH 00101, for the replacement of 4 fire department vehicles in the amount of \$1,458,000. as per the list attached herewith and marked Appendix "D".
22. That the following lease agreement from 1991 March 15 - 1997 March 14 between the Canadian Football Hall of Fame and Museum Management Committee and the Press Club be approved:
- (a) That the Management Committee establish rent to be paid to the Hall of Fame by the Press Club for the above period as follows:
- |              |            |          |
|--------------|------------|----------|
| 1991 March - | 1992 March | \$707.39 |
| 1992 March - | 1993 March | 739.93   |
| 1993 March - | 1994 March | 773.97   |
| 1994 March - | 1995 March | 809.57   |
| 1995 March - | 1996 March | 846.81   |
| 1996 March - | 1997 March | 885.76   |
- (b) That the Press Club pay a lump sum payment for the period 1991 March - 1992 March, of \$1,107.24 for back rent. (This assumes a new lease in place by 1992 March 15). In any case, they would be responsible for the difference in amounts between what they are currently paying and the above rent schedule from 1991 March 15.
- (c) That in addition, the following terms to apply: effective, 1992 March 15, the Press Club is responsible for all taxes pertaining to their space, as well as their proportionate share of building expenses (water, gas, hydro, etc.).
- (d) That the 5% of gross bar sales paid to the Hall of Fame be discontinued as of 1992 March 15.
- (e) That such other terms as required by the Property Department/Legal Department for a standard lease apply.

- (f) That all adjustments with respect to rent amounts and date adjustments be made by the City of Hamilton - Treasury Department.
  - (g) That the lease terminate on 1997 March 14 with no option for renewal.
  - (h) That the agreement between the two parties be contingent on securing storage space at City Hall.
23. For the information of members of City Council, the Finance and Administration Committee appointed the following members to the Taxi Advisory Committee for a term to expire 1994 November 30:
- (a) Representative for the Disabled: Tony Aquilina
  - (b) Taxi Industry Professionals: Robert Bourke  
George Hutchinson
24. That Hamilton City Council deems the Hess Village Jazz Festival to be held 1992 July 17, 18 and 19, which is being sponsored by the Hess Village Merchant Association, to be an event of municipal significance and has no objection to the event taking place, subject to the approval of the temporary road allowance closure of Hess Street South, from King Street to Main Street, by the Transport and Environment Committee.
25. That Mayor Robert M. Morrow be appointed to serve as the City's representative on the Bay Area Restoration Council of Hamilton-Wentworth and Halton Regions.
26. That the Mayor and a maximum of six (6) Aldermen be authorized to attend the 55th Annual Conference of the Federation of Canadian Municipalities to be held in Montreal, Quebec, 1992 June 5 - 8.
27. That Alderman D. Agostino be appointed as the City's nominee for the Executive Committee of the Large Urban Section of the Association of Municipalities of Ontario.

28. (a) That an ad hoc increase be granted to the Hamilton Municipal Retirement Fund pensioners effective 1992 January 1, to coincide with the increase granted to Ontario Municipal Employees Retirement System pensioners. This increase is to be based on the following criteria.
- (i) Pensions under payment at 1990 October 1 will receive the greater of 5.47% (100% of the inflation rate for the period 1990 September to 1991 September) or the increase calculated under the service method (\$1 x the number of years service x the number of years on pension). Pensions under payment effective 1990 November 1 - 1991 September 1 receive a prorated increase.
  - (ii) That the estimated cost of \$3.5 million for this pension increase be met by special annual payments of \$421,000. over fifteen years, and financed in 1992 from the "Reserve for Future Pension Liabilities", Centre 00178.
- (b) That the guaranteed pension indexing commencing 1992 January 1, be implemented as follows:
- (i) The guaranteed inflation increase will be 70% of the Consumer Price Index (CPI) increase measured from September to September, up to a maximum guaranteed increase in any year of 6% and,
  - (ii) An additional ad hoc "Top-Up" increase may be granted by the H.M.R.F. to coincide with O.M.E.R.S. Top-Up increase if the H.M.R.F. Plan surplus allows,
  - (iii) Any inflation increase in excess of the 6% maximum will be carried forward to future years,
  - (iv) The combined increases will be effective January 1 of each year.
  - (v) The indexing formula will apply to all pensions currently being paid and deferred pensions.

- (vi) That the payment of estimated cost for pre-funding this indexing formula of \$19.7 million (or special annual payments of \$2,302,000. over 15 years) be deferred and recognized on a year to year basis as indicated by the annual valuation of the fund, and the City's contributions be adjusted as required in the future.
29. That the City remit \$191,202.66, payable to Weir & Foulds, in trust, for legal costs of Samuel and Sheridan Lax, arising out of the expropriation of property by the City known as the LAX Property.
30. (a) That the City of Hamilton jointly host a Wine and Cheese Reception with the Region of Hamilton-Wentworth on Thursday, 1992 June 11, for approximately 60 delegates to the Annual General Meeting (National Conference) of the Canadian Association of Elizabeth Fry Societies which is being held in Hamilton for the first time at the Hamilton Convention Centre.
- (b) That the City's portion of the cost in the approximate amount of \$600. be charged to the Civic Hosting Account CH55314 84010.
31. (a) That approval be given to provide an amount of \$1,000. to be used to assist in defraying expenses to be incurred in staging a post-game reception for the players and coaches of the All Star Football teams participating in the Second Annual Steel City Senior Bowl to be held at McMaster University on 1992 June 27.
- (b) That this expenditure be charged to Special Civic Receptions and Delegation Hosting Account No. CH55314 84010.
32. (a) That the City of Hamilton host an informal luncheon reception for Dr. Elena Bonner, The Bertrand Russell Peace Lecturer at McMaster University on Thursday, 1992 March 26 at The Art Gallery of Hamilton.
- (b) That the cost for this reception not exceed \$875. and be charged to the Civic Hosting Account No. CH55314 84010.

33. That three (3) Ukrainian flags be flown from the flag poles on Commonwealth Square at the entrance way to Hamilton Place, the Convention Centre and the Parking Authority ramp during the course of the Art Gallery exhibition "Spirit of Ukraine" from 1992 March 30 - June 15.
34. (a) That Section 15 of the Fourth Report for 1992 of the Finance and Administration Committee, adopted by City Council on 1992 January 28, respecting the Performance Excellence Programme, be reconsidered.
- (b) That Section 15 of the Fourth Report for 1992 of the Finance and Administration Committee, respecting the Performance Excellence Programme, be tabled until 1992 May 2.
- (c) That the correspondence dated 1992 March 3 from the five Presidents of the Local Unions of the Canadian Union of Public Employees regarding their concerns about the Attendance Management System Policy Statement arising out of the Performance Excellence Programme; attached herewith and marked Appendix "E", be referred to the Committee recently established by Regional Council. This Committee is composed of Councillors D. Ross, G. Shaw, D. Drury, G. Copps and D. Wilson to meet with the Presidents of the various local unions of the Corporation and the Commissioner of Human Resources to discuss the concerns.
35. That leave be granted to introduce the following Bills:
- (a) Bill H-20 A By-law to Require the Installation of Smoke Alarms and Emergency Lighting.

1992 March 31

- (b) Bill H-21 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1992 March 26**

1992 March 31

**CITY OF HAMILTON  
TAXICAB PRIORITY LIST**

Appendix "A" referred  
to in Section 9 of the  
Eighth Report of the  
Finance and Administration  
Committee for 1992.

**NOTE:** Plate issuances are NOT automatic for any reason.  
All applications are considered within the terms  
and conditions contained in relevant by-laws as  
enacted by Hamilton City Council.

All addresses without the name of a City/Town are located  
within the City of Hamilton.

**EFFECTIVE: JULY 25, 1989 - City Council**  
**REVISED: Mar. 11, 1992 - Licensing Committee**

APPLICATION DATE YR/MO/DAY	NAME	ADDRESS	PHONE NUMBER
69.4.21	Vivian Philips	700 Upper Kenilworth #1011	387-4680
71.11.17 (Medical deferment - March 12, 1987)	Heinz Kruger	155 Park Street St. #1007	525-4813
73.5.11	Lou Parco	751 Auburn Cr. Burlington	637-1402
75.8.18	Simon Hishmeh	74 Garden Crescent	389-0397
75.9.15	Hassan Agha	35 Fennell Avenue West	387-4058
77.6.6	Chris P. Mullally	295 Rosedale Avenue	545-9036
78.1.25	Barbara Jean O'Neill	R. R. #2 Nanticoke, Ont.	776-2310
78.2.1	Marilyn Majoros	501-99 Herkimer Street	528-8607
78.2.13	Paul Hathaway	136 Gage Avenue South	547-8889
78.2.13	Charles M. Huckson	78 Argyle Street	545-5182
78.2.15	John Donald	270 Kensington Avenue North	545-6230
78.2.15	Theresa Donald	270 Kensington Avenue North	545-6230
78.2.15	Roman Jankevicius	148 Moxley Crt	383-3177
78.2.16	Cecil Snow	25 Carene Avenue	561-6789
78.2.23	Robert Offen	1165 Fennell Ave. E. #505	383-6127
78.3.7	George Kepenyesh489	50 Governor's Road #901, Dundas	628-4939

78.4.3	Hans Wienhold	517 Stone Church Road West	387-6296
78.4.17	Khalil Zourob	404 Upper Ottawa Street	575-1232
78.7.24	Ishar Singh Thiara	2055 Deer Run Avenue Burlington	335-4375
78.12.5	William T. Winship	262 Tragina Avenue North	545-1522
79.1.2	George J. Racik	195 Wellington St. S. #301	525-8934
79.3.30	Joseph Kubina	13 Warwick Road, Stoney Creek	664-4282
79.4.3	Peter C. Eldridge	136 Bay Street S. #607	525-9576
79.5.8	Mohamed Qubaia	2358 King Street East	547-6021
79.5.9	Muriel Truelove	31 Fern Place	383-5922
79.5.9	John Driscoll	9113 Twenty Road, Mount Hope	679-6089
79.5.9	Ken Muschik	375 Melvin Avenue #3	547-5970
79.5.9	John Pope	566 King Street East	529-1034
79.5.9	Gordon Simigian	59 Earl Street	544-5850
79.5.9	Gary A. Vere	99 Herkimer Street, #304	523-1310
79.5.9	Richard M. Stolman	P.O.Box 89072 Westdale Postal Outlet, Hamilton L8S 4R5	522-0080
79.5.10	Gerald J. McRoberts	66 Greendale Unit 15	385-3643
79.5.10	Garry C. Gardiner	644 Main Street West #1018	523-6106
79.5.10	Petros Iliou	130 Chilton Drive Stoney Creek	561-8336
79.5.10	Steve Iliou	78 Garden Crescent	575-5986
79.5.10	Norman L. Domenico	107 Belmont Ave.	549-1385
79.5.10	John F. Harvie	191 Main Street West, #1606	526-7114
79.5.11	Norman G. Chatten	536 James Street North	529-4984
79.5.11	June Luke	110 San Remo Drive	387-0350
79.5.11	Donald Fraser	170 Prospect Street South	544-8791

79.5.14	Judith Offen	1165 Fennell Ave E. #505	383-6127
79.5.15	Daniel Gagnon	459 Knightbridge Cr. Ancaster	648-0689
79.5.16	Sydney Sinclair	23 Spring Street #39	529-5024
79.5.17	Edward J. Halloran	111 South Bend E.	385-9110
79.5.18	Frank Marzanek	282 West 2nd Street	389-5813
79.5.18	Walid Chafic	1420 Garth Street, #39	388-0402
79.5.18	Leopauld G. Beauchamp	175 West Avenue North	525-9348
79.5.22	Yair Ziser	39 Yarmouth Court	527-1600
79.5.23	Hannibal Rizzuto	33 Nellida Cr R R #1 Ancaster	383-3206
79.5.28	Malcolm R. Moore	113 Highway #8, Dundas	647-2070
79.5.28	Colin O'Rourke	75 Wendover Drive #111	
79.5.28	William D. Cranston	493 Mohawk Road West	574-2489
79.6.1	Thomas G. Brown	9 Lamoreaux Street #70	522-0927
79.6.4	Rudy Amoroso	13 Whitfield Avenue	
79.6.4	Lynne B. Clay	633 Upper James #210	383-1943
79.6.6	Leonard Willetts	159 Prospect St. S., #101	544-8502
79.6.26	Gerald J. Tremblay	377 Charlton Avenue West	525-7142
79.6.26	Raymond Picken	151 Stinson Street #7	524-24379
79.6.27	Alex S. Makai Jr.	1 Rowanwood Street	
79.6.28	Earl J. Shaidle	120 Strathcona Ave. N #319	523-0041
79.6.29	Earl Grasley	1964 Main St. W. H1403	526-8245
79.7.5	Stan Krok	75 Queen Street North, #1903	522-8877
79.7.12	Wainwright Cruickshank	56 Yorkdale Cr. Stoney Creek	578-7930
79.7.13	Gordon Cumming	9 Stroud Road	
79.8.15	Adnan Shedhadeh	44 Queen Street North, #611	528-6440

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79.8.24	Susan D. Jackson	61 Norman Street	545-7645
79.9.11	Sharon Bellamy	350 Britannia Avenue	547-0283
79.10.1	Daniel L. Bernier	35 Beechwood Avenue	549-0234
79.10.5	Lorraine Mooney	26 Gerrick Court	389-8430
79.10.30	William J. Perkins	50 Strawberry Drive	578-4002
79.11.9	Larry Roberge	487 Knightsbridge Ct Ancaster, Ontario	648-2183
79.11.14	Roger Francoeur	15 Isidore Pl. Stoney Creek	578-5872
79.11.19	Michael McLoughlin	819 Lee Ct. Burlington	637-5265
79.12.6	Peter Obratoski	5 Empire Court	560-0635
79.12.17	Zuhair Shihadeh	11 Kendale Ct. #207	574-3864
79.12.18	Dan Bissett	8 Tuer Avenue, Grimsby	945-0131
80.1.14	Antal Takacs	240 Mohawk Road East #603	385-0603
80.2.11	J. Michael Grant	2189 King St. E., B1	547-3599
80.2.12	Leonard Allan Siemko	63 Bay St. W. Unit #18 Box 249, Clarksburg, Ont.	(705)444-1747
80.2.12	Marc Stuart Hathaway	14 Twilight Court	560-7135
80.2.14	Yoginder K. Sharma	217 MacIntosh Dr. Stoney Creek	664-1963
80.2.27	Adelia Balice	326 Darlington Court	388-7674
80.2.28	Cosimo Balice	326 Darlington Court	388-7674
80.3.26	Paul Voloudakis	339 East 19th Street	383-7757
80.4.10	James O'Neill	185 East 31st Street	388-2968
80.7.14	Anthony Paul DiCiccio	834 Mohawk Road West	389-7451
80.7.29	Inam-Ur-Rehman	15 Nicklaus Drive, #801	578-7253
80.10.6	Joginder S. Sanghera	3314 Hannibal Rd., Burlington	336-5039
80.10.6	Gurdip S. Soor	85 Brant Haven Drive	560-3690

80.10.29	Donald K. Smith	265 Melvin Avenue #411	549-4899
80.12.5	Mohammad Ahmed	177 Templemead Drive	387-2493
80.12.18	William T. Stokoe	93 East 38th Street	575-1230
80.12.22	Kalous Kaloustian	121 Hunter Street West #610	522-7373
80.12.23	Robert Koczerzat	35 Melrose Avenue N.	unknown
80.12.24	Solomon Marcellin	56 Algonquin Ct.	387-2693
81.1.7	Randall G. Cruden	157 Ranwood Ct	575-7121
81.1.20	Michele A. Gilmour	21 Lorne Avenue	
81.2.2	Ernest F. Pickrell	160 Market Street #1607	521-5742
81.2.18	Donald S. McCaskie	127 Rosslyn Avenue N. #1	
81.4.8	Nathan Anderson	144 Albion Falls Blvd.	388-1743
81.4.22	John Weiss	8 Brae Crest, Stoney Creek	664-4878
81.4.30	Shirley Hathaway	14 Twilight Court	
81.8.6	Daniel Veltri	413 Britannia Avenue	549-2548
81.10.26	Stephen Jones	85 Halam Avenue	838-9050
81.10.30	Ronald Mladenich	520 Roxborough Avenue	545-8566
81.11.24	Wayne Stewart McGregor	241 Edgemont South	547-0480
81.12.14	Elaine Suggett	R R #6 Simcoe, Ontario	428-1870
81.12.16	George Truelove	31 Fern Place	383-5922
81.12.18	Larry E. Fitzpatrick Sr.	418 Paling Avenue	549-5991
82.1.13	Donald Horrocks	858 Upper James Street P O Box 20256, Hamilton	574-1617
82.1.18	Richard Urban	232 Gibson Avenue	545-3970
82.1.27	Henry G. Hoeck	18 Sims Lock Road R.R. #1, Caledonia	765-4097
82.1.28	John Francis Mooney	26 Gerrick Court	389-8430
82.1.28	Anthony Rizzuto	8 Chateau Court	388-3310

82.2.1	Philip Dales	195 Wellington St. S. #143	525-6097
82.2.3	William Earle	275 Wexford Avenue South	544-2613
82.2.8	Drago Basic	1224 Wilson Street	523-0120
82.2.10	Alecia Davis	858 Upper James St. P O Box 20256, Hamilton	574-1617
82.2.26	John C. MacDonald	89 Balmoral Avenue North	544-8554
82.3.18	Theodors Toma	23 Quincy Court	385-9664
82.3.29	Philip Sarkis	141 Fusilier Drive	387-4172
82.4.5	Putrus Isak	2020 Cliff Rd. #420 Mississauga, Ontario	524-1465
82.4.14	Jogindar Singh Dhaliwal	563 Queen Victoria Drive	385-7625
82.6.8	Keith Johnson	P.O. Box 65547, Dundas	524-1968
82.6.10	Donna Bourke	81 Sparton Ave. Stoney Creek	664-7310
82.6.24	William Khammo	51 Markham Crescent	561-0195
82.6.24	Andrea Rochelle Rosart	70 Falkirk Drive	383-0168
82.6.30	Paul Robertson	500 Greens Road, #917 Stoney Creek	662-6841
82.7.6	Pat Rostron	100 Main St. E. #3608	523-5095
82.7.6	Randy Rostron	100 Main St. E. #3608	523-5095
82.7.13	Robert F. Allan	PO Box 3624, Stn C L8H 7H9	
82.7.21	Thomas F. Sebisty	1266 Fennell Avenue East #405	575-0974
82.7.21	Pierre Richard	227 Catharine St. N.	525-0582
82.8.9	Frederick R. Neale	201 Rosslyn Avenue North	549-0326
82.8.31	Valerie Visheau	14 Wedgewood Avenue	573-6343
82.9.16	Ross Cole	9 Longwood Road South, #202	
82.9.21	Dale Kirkpatrick	162 Tragina Avenue North	544-2265
82.10.8	Richard Sindall	569 Timber Lane, Burlington	637-2603

82.10.18	Harbans Singh Kalsi	395 Upper Horning Road	383-2296
82.11.1	Mark Granby	35 East 23rd Street	
82.11.8	Uffe Mortensen	257 Cope Street	544-2450
82.11.8	William G. Romans	5880 Walkers Road, Mount Hope	679-6689
82.12.1	Sam Veltri	159 Barnesdale Avenue North	544-4241
82.12.17	Elizabeth Jane Milligan	160 Garside Avenue North	549-3900
82.12.17	Tessie Mary Manson	624 Stone Church Rd E	574-3665
82.12.23	Ahmad Malik	1001 Main Street West #822	524-2784
83.1.4	Glen Bridges	21 Garvey Crescent	561-3755
83.1.21	Gurdial S. Kapur	32 Pheasant Place	388-6046
83.2.21	Ronald Geer	85 Barlake Avenue #905	561-7929
83.4.27	Basil W. Scime	123 Rosedene Avenue	387-4769
83.5.18	Devinder Bains	2068 Headon Forest Dr Burlington	336-5983
83.6.9	Sandra Fukumoto	180 Lavender Drive	648-8943
83.7.4	Dane Hathaway	19 Bixby Crescent	
83.8.10	William J. Exley	103 Emerald St. S. #601	528-7119
83.8.15	Madan Lal Arora	38 Regis Ct, Stoney Creek	
83.9.1	William A. Gravelle	17 Holly Avenue	547-9640
83.9.19	Brenda Roberge	487 Knightsbridge Cr Ancaster, Ontario	648-2183
83.10.25	Mohinder Singh Lamba	111 Highland Rd West Group c, Box 46, Stoney Creek	578-9468
83.12.29	Selewa Y. Younathan	61 Dragoon Dr.	575-7616
84.1.26	Lee Micheal Vidovich	489 Old Dundas Rd. Ancaster	648-8411
84.1.31	Richard VanKleef	135 Stewartdale Avenue	522-0748
84.2.17	Duncan Cooper	285 King St. W. #6	528-7315

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84.5.18	Eduardo Cordero	355 Charlton Avenue West	528-3834
84.7.12	Rudolph A. Cizek	1115 Paramount Dr. #72 Stoney Creek, Ontario	578-3945
84.8.2	Jefferson Lee Singler	687 Penny Lane, Burlington	634-0928
84.10.1	Alan R. Kent Sr.	42 Collegiate Drive Stoney Creek, Ontario	662-6229
84.10.1	Alan R. Kent	67 Northridge Dr. Grp 1 Box 5, Smithville, Ontario	957-2507
84.10.1	Janice Parry Kent	67 Northridge Dr. Grp 1 Box 5, Smithville, Ontario	957-2507
84.10.1	Richard N. Madeleine	703 Rennie Street	547-3294
84.10.3	Collette Roberge	30 Atkins Drive	575-9777
84.10.10	Anthony P. Tartaglia	33 Nellida Cr. R R #1 Ancaster, Ontario	383-3206
84.10.10	Al Reichert	42 Limeridge Road East	388-9218
84.10.12	Wolfgang Blazejewski	45 Fennell Avenue E #205	388-1417
84.10.22	Anne Scime	123 Rosedene Avenue	387-4769
84.10.23	Robert J. Wilson	Box 1021, Hagersville	776-3431
84.10.24	Alphonso Franco	44 Glen Road, #1209	527-4692
84.10.29	Naomi Tasman Bell	88 Dundas Street West	689-2454
84.10.30	Paul R. Marshall	60 Birch Avenue	545-5388
84.10.31	Darryl Scott Friend	536 James Street North	529-4984
84.11.20	Bruce Griffith	219 Mohawk Road W	389-4711
84.11.29	Douglas G. Billings	261 Prospect Street South	549-9956
84.12.14	Kidane Gebre Zerezghi-Tewolde	63 Anson Avenue	575-4116
84.12.19	Michael Roth	117 Fairleigh Ave. S. #3	547-6024
84.12.19	Ben Kalika	8313 Twenty Road E	679-6326
84.12.28	Ronald W. Moroz	176 Balsam Avenue South	544-3940

84.12.31	Russell Rizzo	122 Melrose Ave. S. #14	547-5897
85.1.15	Richard Hazell	205 Grosvenor Avenue N.	544-1714
85.1.24	Sukhdev Singh Bhatti	631 Rexford Drive	389-4822
85.2.15	Clifford E. McNally	R.R. #2 Branchton, Ontario	659-7900
85.2.26	Mohammad Naeem Khan	4 Orphir Road	544-5837
85.3.18	Santokh Dhaliwal	265 MacIntosh Drive Stoney Creek, Ontario	664-7157
85.4.4	Naomi E. Brink	977 Mohawk Road East, #4G	389-9773
85.5.29	Delmer(Wayne)Robinson	55 Victoria Ave. South #602	527-1221
85.5.29	John Miller	168 Rodgers Road	545-8637
85.9.25	Michael J. Bernier	54 Melbourne Street	527-5442
85.12.16	William Pring	44 Glen Road, #705	528-5501
86.1.9	Richard D. Rutherford	1015 King St. E. B1	
86.1.16	Leonard Roberge	30 Atkins Drive	575-9777
86.1.31	Jack H. Yachouh	315 Queen Victoria Drive	388-7109
86.1.31	Karlís Valodze	78 Dundurn Street North	522-4754
86.2.6	Rudolf J. Weber	66 Afton Avenue	545-3567
86.5.8	Ian E. Morrice	171 Belmont Avenue	549-9075
86.7.2	Michael Geer	P.O. Box 3624, Stn C, Hamilton	664-2702
86.7.3	Denise Georgian	166 East 34th Street	575-4068
86.8.5	Shabir Ahmed	177 Templemead Drive	387-2493
86.8.12	Reginald Hackett	960 Stone Church Road East	575-0907
86.8.12	Victor M. Lankelis	430 Cannon St. E.	522-3539
86.8.27	Harmen Bontekoe	7 Imelda Court	383-4646 383-5615
86.9.5	Habte-ab Tecle-Mariam	631 Upper James Street #304	387-4641
86.10.2	Ibrahim Saddik	129 Adis Avenue	575-9156

86.10.20	Nirinder Jit Dhaliwal	33 Twin Oaks Dr. Stoney Creek	692-5589
86.10.23	Peter H. Robertson	33 Robinson Street #204	526-1624
86.12.10	John Fischer	191 Main Street W. #2206	523-6034
86.12.15	Jeff Sindall	300 Mohawk Rd E #57	389-3534
86.12.29	Anthony R. Rizzuto	8 Chateau Court	388-3310
86.12.29	Felita Anderer	440 Quigley Rd.	560-2716
86.12.29	J. Wayne Vanderham	1349 6th Concession Rd W R.R. #2 Branchton, Ont.	578-5225
86.12.29	Lance Vanderham	79 Janet Ct	578-3514
86.12.29	Shahid Butt	6 Elsa Ct	574-6547
86.12.30	Shakil Siddiqui	100 Quigley Road, U121	578-1230
87.1.2	Rob Hathaway	136 Gage Avenue South	547-8889
87.1.5	Basharat Butt	1020 Main Street West	521-0853
87.1.8	William Majoros	28 Elmore Drive	387-0840
87.1.9	Eric Shepherd	295 Sirente Drive	383-7950
87.1.20	Ken A. Watson	125 Meadowlark Drive	388-7015
87.1.21	Andre Cadieux	91 Glen Castle Drive	561-9843
87.1.26	Wayne Lepine	453 Upper Sherman Avenue	383-3878
87.2.10	Dirk J. Van Boort	99 Grosvenor Avenue North	545-3899
87.2.17	Fred Colville	229 Beach Road	549-4139
87.2.19	Gordon A. Greb	18 Lord Crt	573-7532
87.2.20	Jaswant S. Purewal	26 Cherryridge Close	561-4783
87.2.23	Edward Seeley	162 Tragina Avenue North	544-2265
87.2.26	Radmila R. Iliou	130 Chilton Dr, Stoney Creek	561-8336
87.3.6	Peter Kalika	8313 Twenty Road East	679-6326
87.3.18	Charles Manning	170 East 23rd Street	388-0579

87.4.21	John R. Kurpeikis	23 Myrtle Avenue	521-3064
87.5.1	Joseph Vanderheyden	6 Peacock Place	383-4202
87.5.7	Chris Griffith	219 Mohawk Road West	560-7711
87.5.16	Nabo Terika	40 Sherman Avenue North	544-4776
87.5.20	George Gluchowski	64 East Street, Winona	643-1974
87.5.29	Kenneth C. Reichert	42 Limeridge Road East	388-9218
87.5.29	Cindy F. Blackbarow	42 Limeridge Road East	388-9218
87.8.31	Alisa A. Bellamy	350 Britannia Avenue	547-0283
87.9.10	Dhaya E Yonathan	872 Upper Gage Avenue #201	575-0630
87.9.10	Laura Sindall Harris	300 Mohawk Road East #411	575-7998
87.10.8	Bonnie L. Roubos	P.O.Box 3624 Stn C, Hamilton	664-2702
87.10.27	John Scime	13 Beland Avenue South	545-0762
87.11.25	William P. McKenna	633 Upper James Street #110	389-4512
87.12.21	Joseph Varga	112 Barton Street West	529-3763
88.1.4	Berhane Asghedom	240 Mohawk Road East #605	575-1793
88.1.5	Frederick J. Muldoon	45 Cheever Street	
88.1.6	Mario Posteraro	91 Regent Avenue	575-9439
88.1.6	Joe Porco	102 Limeridge Road East	575-4151
88.1.13	Jagir Multani	29 Tuna Court	388-6167
88.1.14	Gurdeep Braich	287 Morgan Crt, Burlington	332-0030
88.1.18	Paul J. Shaver	700 Winston Road, Grimsby	643-4020
88.1.18	George Penfold	119 Rosedene Avenue	387-3876
88.1.18	Charan Bassi	32 Candor Cr., Stoney Creek	643-0093
88.1.20	Brenda Whittaker	111 Teal Avenue, Stoney Creek	662-3790
88.1.29	Mohammad Farooq	16 Fiona Crescent	575-0807
88.2.10	Michael J. Magee	P.O. 23, Millgrove, Ont.	689-7298

88.2.12	Harpal Singh Jauhal	9 Pinewoods Dr. Stoney Creek	560-0095
88.2.12	Rajinder Kaur	9 Pinewoods Dr. Stoney Creek	560-0095
88.2.12	James Whittaker	111 Teal Avenue, Stoney Creek	
88.2.15	Michael K. Bezuyen	26 Bluebird Avenue	389-2908
88.2.22	Raphael Kolenko	307 Shoreview Road Burlington, Ontario	634-2567
88.2.22	Al Arthurs	354 Lake St. Grimsby, Ont.	945-1177
88.2.26	Martha Ferguson	687 Ferguson Rd., Jerseyville	648-3687
88.2.26	Sam Sleiman	149 Ravenbury Drive	575-4804
88.3.8	Paul J. DiCasa	430 Cannon Street East	522-3539
88.3.28	Anthony Vaudin	98 Cheever Street	522-0751
88.3.31	Brian Cosgrove	56 Lochearne Street	524-2325
88.4.19	Rodger McEachern	151 Gateshead Cr. #43	662-1505
88.4.21	Robert Lyon	18 Allandale Street	548-9140
88.4.25	Audrey Johnson	36 Huxley Avenue North	545-5107
88.5.4	Pantelis Ilios	629 Upper Horning Road	575-7870
88.5.11	Farrukh Qureshi	128 Guildwood Drive	575-3840
88.6.8	Antonio Papalia	16 Railway Street	527-4835
88.6.24	Ijaz H. Syed	R.R. #2 Lowbanks	774-7761
88.8.7	Ronald Airth	63 Lilacside Drive	389-4133
88.9.6	Claudio Balice	326 Darlington Court	388-7674
88.9.19	Ghulam N. Butt	36 Birchcliffe Crescent	575-8124
88.9.27	Steve Rowe	53 Holmes Avenue	525-9069
88.10.17	Mohinder P.S. Dhillon	49 Valera Dr. Stoney Creek	643-6539
88.10.17	Baldev Dhillon	49 Valera Dr, Stoney Creek	

88.10.20	Michael G. Ford	107 Victoria Avenue South	529-0892
88.11.4	Robert Maschewski	158 Ironwood Crescent	385-9104
88.11.10	George Hutchinson	201 Stewartdale	547-3067
88.11.16	Sandra Hathaway	136 Gage Avenue South	547-8889
88.12.28	Robert Van Voorst	49 Valery Crt	383-5130
88.12.30	Sudhir Verma	114 Adis Avenue	575-0446
89.1.9	Robert Edwards	117 Rymal Road West	388-7390
89.1.10	Ronald VanKleef	121 Central Ave., Grimsby	945-0732
89.1.10	Robert Esselment	281 Cranbrook Drive	388-5552
89.1.11	Brent J. Dawson	281 Park St. S. #2	529-9578
89.1.13	Ray Maurice	72 Stone Church Rd. W. Box 20271 Stn F L9C 7M8	577-7244
89.1.24	Jerry Zaraski	30 Clinton Street	545-2359
89.1.30	Pamela Creek	103 Melbourne St. #1	524-1729
89.2.2	Wayne J. Sauchuk	150 Charlton Ave. E. #3206	572-6525
89.2.13	Larry P. E. Broadbent	56 Jameston Avenue	389-9062
89.4.5	Daniel Sullivan	76 Graham Avenue South	547-1449
89.4.10	Teresa Blanche	39 Albert Street	547-1082
89.4.24	Mary Button	210 Province Street North	544-7053
89.5.29	Ramez Khoury	103 Halam Avenue	574-8913
89.7.13	Josephine Rizzuto	8 Chateau Crt	388-3310
89.7.25	David A. Price	75 Strathearne Avenue	549-3058
89.7.26	Peter Rihbany	28 Barton Street East	524-1268
89.8.3	Dimitrios Alkabakopoulos	39 Larkspur Cr. Ancaster	648-0377
89.8.8	Elizabeth Elkan	Upper James R.P.O. Box 20094 L9C 7M5	522-3539
89.8.28	Theodore Stec	14 Callie Rd	383-5991

1992 March 31

90.06.15	William Perks	38 Valery Court	388-8665
90.08.31	Gail Rizzuto	8 Chateau Court	388-3310
91.01.16	Jerry Chatelain	66 Wellington St. N.	545-5322
91.02.20	Ronald Roberge	487 Knightsbridge, Ancaster	648-2183
91.03.26	Edward C. Beatty	16 Berko Avenue	545-5322
91.04.17	Tokunbo(Dave)Ogunlade	310 East 36th Street	574-3149

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Jim Allen	Equipment Repairman (T1C)	Culture & Recreation	Replacing Mr. B. Merritt - returned to former position	\$23,125.44 to \$24,945.96	
Mr. Edward Arnold	School Crossing Co-ordinator (H)	Traffic	Replacing Mr. M. White - promoted	\$40,640.60 to \$47,819.20	17/02/92
Ms. Rachel Barratt	Typist Clerk II (8-C)	Treasury	Returning to former position	\$24,287.64 to \$26,293.28	11/02/92
Ms. Karen Beato	Stenographer III (6-B)	Property	Replacing Ms. A. Guest - placed in Law Dept.	\$23,936.64 to \$25,940.20	02/03/92
Ms. Judy Berestecki	Parking Control Supervisor (N-2)	Traffic	Replacing Mr. R. Shakeshaft - lateral move	\$37,794.64 to \$44,568.68	10/02/92
Mr. Dominic Consoli	Property Control Officer (23-D)	Property	Replacing Mr. P. Walind - retired	\$40,940.64 to \$46,524.40	01/01/92
Mr. Rick Gadawski	Float Foreman III	Public Works	Replacing Mr. S. Weaver - promoted	\$33,215.52 to \$38,145.64	05/08/91

Prepared 18/03/92

1992 March 31

Appendix "B" referred to in Section 12 of the Eighth Report of the Finance and Administration Committee for 1992.

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Ms. Kathryn Heatherington	Accounts Payable Clerk (11-D)	Public Works	Replacing Ms. M. Stewart - layoff	\$27,687.40 to \$30,721.60	03/09/92
Mr. John King	Signal Repairman II (18-C)	Traffic	Replacing Mr. J. Barrowcliffe - retired	\$33,027.80 to \$38,306.84	01/01/92
Mr. Michael Murphy	Truck Driver (Litter Containers) (D13-A)	Public Works	Replacing Mr. D. Mazzocato - transferred	\$33,492.16	10/02/92
Mr. Frank Pauls	Fire Safety Officer (C7-A)	Fire	Replacing Mr. J. Winn - promoted	\$53,105.63	01/03/92
Mr. James Rose	Parking Control Supervisor (N-2)	Traffic	Replacing Mr. J. Gubbins - lateral move	\$37,794.64 to \$44,568.68	10/02/92
Ms. Penny Ulbinas	Parks Operations Tech Assistant (213)	Public Works	New Position Due to reorganization - Council approved July 16, 1991	\$44,424.64 to \$50,482.68	25/02/92
Ms. Anita Guest	Counter-Clerk Typist (5-B)	Law	Replacing Ms. M. Barlos - transferred	\$22,667.84 to \$24,531.32	02/03/92

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Don Danby	Foreman I (Districts)	Public Works	Retired	31 years, 8 months	31/03/92
Mr. Edward Matthews	City Treasurer	Treasury	Retired	19 years	31/03/92

1992 March 31

## **CITY OF HAMILTON RESPONSE TO DRAFT TERMS AND CONDITIONS**

The proposed Provincial Draft Terms and Conditions are hereby approved in their entirety. Reference, however, has been made to specific terms which are of significant importance or concern to the City of Hamilton.

### **PART I DEFINITIONS**

- The definition of "Regular Municipal Bingo Licence" wherein the total prizes for any one occasion does not exceed \$5,500 based on a variable prize board scheme.

### **PART II GENERAL TERMS AND CONDITIONS FOR LICENCES**

- Banking and Financial Requirements wherein it is required to retain records for 4 years and a requirement for a yearly financial statement.

The requirement for submission of a yearly financial statement should allow organizations to file statements following the year end of each organization.

### **PART III BINGO SCHEDULE B**

- Staffing by at least 3 bone fide members of the organization who shall be present continuously on the premises during each bingo occasion, one of whom must be a designated member in charge.

- The position of cashier must be held by a bona fide member of the organization.

- Runners may be utilized by the licensed organization and their activities are limited to verifying winners and awarding prizes. Under no circumstances can bingo cards be sold "on the floor".

We agree in principle with this proposal, however, there is concern that bingo players will have to change their habits with respect to buying additional bingo cards during the playing of the game and in the short term, at least, this could result in a loss of profits to charitable organizations.

- The officers of the licensee shall not designate a person to be in charge of, conduct, or manage any bingo if that person is already designated as being in charge for two other charitable organizations.

- The licensee may, at its option, pay an honorarium to its bona fide members a maximum of \$15.00 for each full bingo occasion. The maximum amount the licensee may pay for honorariums at any given bingo occasion shall not exceed \$45.00.

**Clarification is required as to whether this expense is to be authorized from the proposed 15% Administrative Expense Term.**

1992 March 31

- A non-bona fide member may be used to call the numbers on a bingo occasion, provided that he/she is licensed as a gaming assistant pursuant to the Gaming Services Act.
- The hall, and not the licensed charity, pay the remuneration to the caller within the limits prescribed in the Gaming Services Act.

### **MANAGEMENT OF OCCASIONS**

- A licensee shall not allow, nor shall allow any other person or organization, to provide any inducement, coupon premium, gift, discount, food or beverage, or other free benefit including a bingo card free of charge to any bingo player.
- The proposed provisions respecting cancellation of a bingo event are satisfactory.
- The exact value of the total prize for any game as announced prior to the commencement of the game shall be paid to a winner or winners.
- Where there is more than one winner of a bingo game, the prize shall be divided equally. Minimum set payouts are prohibited.
- The proposed provision regarding miscalled numbers is satisfactory.
- The proposed provision of posted house rules is satisfactory.

### **GAMES AND GAME SCHEDULES**

Only a game schedule approved by the Licensing Authority shall be used at a bingo occasion.

It should be noted that Licensing Authorities should have the flexibility in approving reasonable requests for revisions of game schedules by charitable organizations (i.e. monthly).

### **PROFIT AND EXPENSES**

- 60% of the gross receipts derived from the bingo lottery event, up to a maximum of \$5,500.00, shall be distributed as prizes for the bingo events.
- 23% of the gross receipts derived from each bingo occasion shall be retained by the licensed organization as charitable net profit.

- The amount paid in administrative expenses, exclusive of prize award, shall not exceed 15% of the gross receipts derived therefrom. The cost of the bingo licence fee shall not be included in the 15% administrative expense calculation.
- 2% of the gross receipts derived from the bingo lottery event shall be submitted to the Licensing Authority as payment for the licence fee, within 10 days of the event being held.
- Where \$5,500 has been awarded as prizes, and where this amount is less than 60% of the gross receipts derived from the bingo lottery event, the remaining monies, after the licence fee and administrative expenses have been paid shall be retained by the licensed organization as charitable net profit.
- Each item of administrative expenses must be paid separately by cheque. Cash payments for administrative expenses are not allowed.
- Shortages or overage in cash resulting from the operation of the bingo event must be recorded on the financial report.
- Any cash shortage shall be deducted from the net profit of the bingo occasion and the net profit percentage shall be calculated on this amount.
- The licensee shall deposit all monies derived from each bingo occasion into a designated lottery trust account on the next banking day.
- No licensee shall contribute or receive funds from any type of contingency fund etc. whereby a licensee or person will receive compensation or payment for prizes, administrative expenses or profit purposes.

#### **RESPONSE TO DRAFT LOTTERY LICENSING POLICY MANUAL (DATED: 06/02/90)**

The following proposed provisions concerning regular bingo events are approved.

##### **One hour between bingo events**

- This gives the organization enough time to reconcile all transactions before the next group begins sales, thereby eliminating any overlap or possible mix-up.

It has been the policy in Hamilton to require only 1/2 hour between bingo events. This has proved to be satisfactory and provides sufficient time and control between events. While we recognize that the variable prizeboard concept, along with a prohibition of selling "on the floor", will result in changes in the card buying habits of bingo patrons, bingo organizations rely heavily on the fact that many bingo patrons who have played bingo at an earlier event will remain in the bingo hall for a subsequent bingo event.

## **Pay as you play is not permitted**

1992 March 31

- Walk in bingos, where patrons "pay as they play" are subject to enormous paperwork in accounting for bingo cards and cash and since the margin is increased as the number of transactions are increased, this type of bingo is not allowed.

## **18 Hours between bingo events for a particular organization**

- This would be fairest for all organizations as it would likely result in a more even sharing of bingo events and resulting profits.

## **An organization may conduct bingo from only one location**

- An organization may conduct bingo from only one location, which should preferably be in the applicant's home base municipality.

## **Maximum of three bingo events per day at any one location**

- This would appear to be satisfactory in recognition of the variable prizeboard concept which will see many prizeboards increased to the \$5,500.00 limit. Should the bingo market be restricted by this requirement in bingo halls which can support additional events (i.e. breakfast bingo, afternoon bingo, early evening bingo, late evening bingo)?

1992 March 31

HAMILTON FIRE DEPARTMENT  
1992 VEHICLE REPLACEMENT

Fire Dept. Vehicle	City Vehicle Number	Description	Year of Purchase	Odometer	Estimated Replacement Cost
F.P.B.	1685	Mid-size Car	1987	52,000 km	18,000
Pump 19	1644	Triple-combination Pumper	1977	78,000 Miles	320,000
Pump 18	1645	Triple-combination Pumper	1977	78,000 Miles	320,000
Aerial 112	1648	Aerial Ladder Truck	1977	40,000 Miles	800,000
					<u>1,458,000</u>



Appendix "E" referred  
to in Section 34 (c) of the  
Eighth Report of the  
Finance and Administration  
Committee for 1992.

**Canadian Union of Public Employees - Syndicat Canadien de la Fonction Publique**

LOCAL FIVE

231 Bay Street North, Hamilton, Ont. L8R 2R1

Telephone: 416-527-3391  
Fax: 416-527-6217

President

James Keenan

Secretary

Ed Thomas

**RECEIVED**

MAR 3 1992

CITY CLERKS

March 3, 1992

Mr. Joe Schatz,  
City Clerk.

PLEASE DISTRIBUTE TO ALL MEMBERS OF CITY COUNCIL

We ask City Council to reconsider their position of January, 1992  
concerning the Attendance Management System Policy Statement arising  
out of the Performance Excellence Program.

Yours sincerely,

James Keenan, President, Local 5  
Donna Merritt, President, Local 167  
Rick Campanella, President, Local 1041  
Ron Bowman, President, Local 228  
Frank Griemens, President, Local 772

IBC

DISTRIBUTED FOR INFORMATION  
TO MEMBERS OF CITY COUNCIL  
J. Pavelka, C.A. J. Johnston, H.R.

MAR 5 1992  
DATE SIGNATURE



1992 March 31

**Canadian Union of Public Employees - Syndicat Canadien de la Fonction Publique**

LOCAL FIVE

231 Bay Street North, Hamilton, Ont. L8R 2R1

Telephone: 416-527-3391  
Fax: 416-527-6217

**President**

**James Keenan**

**Secretary**

**Ed Thomas**

March 3, 1992

**TO: Regional Clerk,  
Regional Members of Council,**

**Dear Members of Council:**

We are writing to you on the issue of a motion passed at Regional Council on February 4th, 1992 with regards to the Performance Excellence Program and in particular, the Attendance Management System as well as other policy statements arising out of the aforementioned program.

The various unions listed below have serious concerns about the contents of these policy statements (a) invasion of privacy (b) cost implications to our members and their families who are taxpayers in this community through medical form charges and disentitlement of Short Term Disability payment for failure to provide information under duress.

It is to be noted that A.M.S. policy statement has questioned the integrity of the entire medical profession as well as all City and Regional employees. We are now being asked to suffer the ramifications of the employers who have failed to train their supervisors to use the proper procedures already in our Collective Agreements with respect to absenteeism.

Members of the previous Council received several pieces of correspondence from Mr. Stan Simpson, our Labour Relations Solicitor, as to our position concerning the Performance Excellence Program in its entirety. On that basis, we would urge all Members of the Council of the day to reconsider its position of February 4th, 1992.

Yours sincerely,

Local 5

Local 167

Local 1041

Local 772  
Operating Engineers

Local 228  
Hamilton Firefighters

cc: Mr. J. Johnston  
Mr. J. Schatz, City Clerk

512

*James Keenan*  
*[Signature]*  
*[Signature]*  
*Darryl Power*  
*[Signature]*

1992 March 31

**STANLEY SIMPSON**  
BARRISTER & SOLICITOR

ASSOCIATES:

MARVIN P. STRINGER  
LAWRENCE J. COHEN

TELEPHONE (416) 523-7400  
FAX (416) 572-1190

SUITE 407  
80 HUGHSON STREET SOUTH  
HAMILTON, CANADA  
L8N 2A1

August 2, 1990

Mayor of the City of Hamilton  
City Hall  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

Aldermen of the City of Hamilton  
City Hall  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

Chairman of the Regional Municipality  
of Hamilton-Wentworth  
119 King Street West, 15th Floor  
Hamilton, Ontario  
L8N 3V9

Attention: Mr. Whynott

Councillors of the Regional Municipality  
of Hamilton-Wentworth  
119 King Street West, 15th Floor  
Hamilton, Ontario  
L8N 3V9

Human Resources Centre  
Regional Municipality of Hamilton-Wentworth  
and/or Corporation of the City of Hamilton  
P.O. Box 40, Station A  
Hamilton, Ontario  
L8N 3A2

Attention: John Johnston,  
Commissioner of Human Resources

Dear Sirs:

RE: C.U.P.E. Local 5, C.U.P.E. Local 167, Hamilton  
Professional Firefighters Assoc., C.U.P.E. Local  
932 (Library Workers) and Transit Union Local 107  
Performance Excellence Program and Study Design  
Report, November 1989

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- 2 -

We act for the Canadian Union of Public Employees Locals 5, 167 and 932, the Hamilton Professional Firefighters Association and Transit Union Local 107 in connection with the above mentioned matter.

The unions are very much concerned with the Performance Excellence Programs Study Design Report November 1989. We understand that many of you may be under the misapprehension that input into this program and approval to the program is being given by the local unions.

For the record and so that there is no misunderstanding, none of the local unions had any input or have they approved in any way the program which is being proposed. On the contrary they are concerned that this program is being put forward without their input and participation.

We understand that the program contemplates participation from "employees" but not participation and input from the "unions".

Although this represents an outline only and we have not seen the program yet, we would like you to reconsider your position and call in participation from all of these locals before the program goes forward.

If this does not happen please be advised that the unions will have no recourse but to file grievances over the very programs themselves. This method of resolving a labour relations issue will be extremely time consuming, costly and will probably result in a deterioration of the relationship between the employer and the unions concerned.

We understand that local union 107 has already filed a grievance over implementation of a similar program introduced by the Region to the Hamilton Street Railway Company and Canada Coach Lines Limited.

Before this matter gets to that stage we would ask that you delay implementation of the program and call for, without further delay, the participation and input from the local unions concerned.

1992 March 31

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We look forward to hearing from you.

Yours very truly,

STANLEY SIMPSON

SS:sg

✓bc: C.U.P.E., Local 5  
Attn: J. Keenan, President

C.U.P.E., Bill Brown

1992 March 31

**STANLEY SIMPSON**  
BARRISTER & SOLICITOR

ASSOCIATES:  
MARVIN P. STRINGER  
LAWRENCE J. COHEN

TELEPHONE (416) 523-7400  
FAX (416) 572-1190  
SUITE 407  
80 HURON STREET SOUTH  
HAMILTON, CANADA  
L8N 2A1

October 31st, 1990

Mayor of the City of Hamilton,  
City Hall,  
71 Main Street west,  
Hamilton, Ontario  
L8N 3T4

Aldermen of the City of Hamilton  
City Hall,  
71 Main Street West,  
Hamilton, Ontario,  
L8N 3T4

FOR YOUR INFORMATION  
FROM THE OFFICE OF  
STANLEY SIMPSON

Chairman of the Regional Municipality of  
Hamilton-Wentworth,  
119 King Street West, 15th Floor,  
Hamilton, Ontario,  
L8N 3V9

Attention: Mr. Whynott

Councillors of the Regional Municipality of  
Hamilton-Wentworth,  
119 King Street West,  
15th Floor,  
Hamilton, Ontario  
L8N 3V9

Human Resources Centre  
Regional Municipality of Hamilton-Wentworth  
and/or Corporation of the City of Hamilton  
P. O. Box 40, Station A  
Hamilton, Ontario  
L8M 3A2

Attention; John Johnston  
Commissioner of Human Resources

Dear Sirs:

RE: C.U.P.E. Local 5, C.U.P.E. Local 167, Hamilton  
Professional-Firefighters Assoc., C.U.P.E. Local  
932 (Library Workers) and Transit Union Local 107  
Performance Excellence Program and Study Design  
Report, November 1989 - File #2634/90

1992 March 31

- 2 -

Further to our letter of August 2nd, 1990, in connection with the above mentioned matter, we understand that information sessions only have taken place between some of the locals and your representatives with respect to the program.

We wish to stress that these have been information sessions only and we have no strong objection to the continuation of the information sessions. However, we want it clearly understood that this program is entirely your responsibility and your ideas. At the information sessions we do not intend to criticize or make any suggestions as to how the program should be amended or how it should be implemented. Again, this is entirely your responsibility.

We want it to be understood in very plain and simple language that all the unions do not agree with the program, and reserve their individual rights to file grievances if and when implementation of the program affects any of the employees in any of the bargaining units adversely.

We regret any misunderstanding that our letter of August 2nd, 1990 may have conveyed. At that time, the unions were concerned that the program was being processed without any information being received by the individual unions as to its content and its intent. The information sessions have proved helpful in that we have received information about the program in a general way to the extent that we can not agree with the program or its implementation.

I trust this sets out our position.

If you require clarification of same, please do not hesitate to contact me.

Yours very truly,

STANLEY SIMPSON

SS:cc

✓ cc: J. Keenan  
cc: Bill Brown  
cc: Ron Bowman  
cc: Donna Merritt

CA4 ON HBL A05  
M21  
1992

1992 April 14

Hamilton City Council  
1992 April 14  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met.

Present: Mayor Robert M. Morrow

Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Reverend Kelvin Honsinger, Mission Services of Hamilton led Council in prayer.

Mayor R. Morrow presented a Certificate of Appreciation to Francis Rocchi in recognition of his service as a Member of the Committee of Adjustment from 1959 to 1991.

Mayor R. Morrow presented Awards of Merit to Corinne Lye and Nancy Olah respecting the Third Annual Public Service Announcement Competition.

Mayor R. Morrow presented a Certificate of Recognition to the Television Broadcasting Programme of Mohawk College of Applied Arts and Technology for its contribution towards the Third Annual Public Service Announcement.

\* \* \* \* \*

Mayor R. Morrow proclaimed the following:

"Memorandum of Co-operation and Understanding regarding the Hamilton Military Museum of the City of Hamilton and the Canadian War Museum"

"Ontario Federation of Home and School Association Week April 20 - 26, 1992"

"National Citizenship Week April 12 - 18, 1992"

1992 April 14

\* \* \* \* \*

The minutes of the meeting held 1992 March 31 were adopted as circulated.

\* \* \* \* \*

Correspondence:

1. Resolution dated 1992 March 31 from the Canadian Housing and Renewal Association regarding support of the Canadian Housing and Renewal Association's efforts to keep a viable social housing sector in place.

**Referred to the Finance and Administration Committee.**

2. Application dated 1992 March 30 from 815488 Ontario Inc. (Nella Bradt), Hamilton, Ontario for a modification to the "DE-3" (Multiple Dwellings) District for 1486 to 1495 Upper Gage Avenue, Hamilton, Ontario.

**Received.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Ross that the reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be now considered in Committee of the Whole.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

TRANSPORT AND ENVIRONMENT COMMITTEE - FIFTH REPORT

**Section 26 Re: Crown Point West/Stipeley Phase II PRIDE Programme**

It was moved by Alderman Merling and seconded by Alderman Drury:

That Section 26 of the Fifth Report of the Transport and Environment Committee respecting the closing and sale of the road allowance of Belview Avenue and that Section 9 of the Seventh Report of the Planning and Development Committee respecting the Crown Point West/Stipeley Phase II P.R.I.D.E. Programme, be deleted. **CARRIED.**

\* \* \* \* \*

**Section 28 Re: Police Services Board Request - City agree to assume overnight parking enforcement and tow away functions**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

**NAYS:** Alderman Agro. -1. **CARRIED.**

\* \* \* \* \*

**Section 29 Re: No Stopping regulation - Bendamere Avenue and Columbia Drive**

It was moved by Alderman D'Amico and seconded by Alderman Ross that Section 29 of the FIFTH Report of the Transport and Environment Committee for 1992 be amended as follows:

- i) To delete the number "100" in the FIFTH line of Sub-Section (c) and replace with the number "76" and;
  - ii) To delete the number "100" in the SIXTH line of Sub-Section (d) and replace with the number "76" and also delete the number "40" in the SEVENTH Line of Sub-Section (d) and replace with the number "64".
- CARRIED.**

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Jackson that Rule No. 8 of the Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the appointment of Municipal Weed Inspectors.

**CARRIED.**

**Section 32 (j) and 33 Re: Bill A-38 By-law to Amend By-law 87-144 respecting Municipal Weed Inspectors**

It was moved by Alderman Merling and seconded by Alderman Jackson that the following be added to the FIFTH Report of the Transport and Environment Committee for 1992 as Sections 32 (j) and 33:

32. (j) Bill A-38 By-law to Amend By-law No. 87-144 respecting Municipal Weed Inspectors
- CARRIED.**

33. That the City Solicitor be authorized and directed to amend By-law No. 87-144, appointing Municipal Weed Inspectors under The Weed Control Act, to permit the appointment of the following 12 inspectors:

R. Yanke	A. Mancini
R. Pyne	A. Boers
P. Booker	R. Farthing
D. Cowan	C. Gibbs
D. Pomfret	P. Tompkins
J. Pook	D. Boyer

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Agostino and seconded by Alderman Merling that Rule No. 8 of the City's Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution dealing with the Windemere Basin Clean-up.

**CARRIED.**

\* \* \* \* \*

#### **Section 34 Re: Windemere Basin - Hamilton Harbour Commission**

It was moved by Alderman Agostino and seconded by Alderman Merling that the following be added to the Fifth Report of the Transport and Environment Committee as Section 34.

34. (a) That the Hamilton Harbour Commission be requested to immediately stop all dumping in the area of the Windemere Basin from the Streetsville site until the Ministry of the Environment has completed it's investigation and full assurances are given that clean soil is being used as fill in the Windemere Basin.
- (b) The Hamilton Harbour Commission representatives be requested to appear before a special meeting of City Council to discuss the issue of the Windemere Basin dumping.

**CARRIED.**

Recorded vote to put the question on motion re: Windemere Basin Dumping

YEAS: Aldermen McCulloch, Drury, Morelli, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico. -9.

NAYS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Copps, Wilson, Charters, Ross. -8.

**CARRIED.**

<p><b>PARKS AND RECREATION COMMITTEE - SEVENTH REPORT</b></p>
---

**Section 1 Re: Sell food and alcoholic beverages - Portuguese Association of St. Michael the Archangel - Annual Festival of the Holy Spirit.**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson -1.

**CARRIED.**

\* \* \* \* \*

**Section 2 Re: Sell beer - Hamilton and District Slo-Pitch Association - Softball Tournament - Globe Park**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson -1.

**CARRIED.**

\* \* \* \* \*

**Section 3 Re: Sell food and alcoholic beverages - United Way of Burlington, Hamilton-Wentworth - Dundurn Park Pavilion - Annual Meeting**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

**NAYS:** Alderman Jackson -1.

**CARRIED.**

\* \* \* \* \*

<p><b>PLANNING AND DEVELOPMENT COMMITTEE - SEVENTH REPORT</b></p>
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**Section 9 Re: Crown Point West/Stipeley Phase II - P.R.I.D.E. Programme**

It was moved by Alderman Merling and seconded by Alderman Drury:

That Section 26 of the Fifth Report of the Transport and Environment Committee respecting the closing and sale of the road allowance of Belview Avenue and that Section 9 of the Seventh Report of the Planning and Development Committee respecting the Crown Point West/Stipeley Phase II P.R.I.D.E. Programme, be deleted. **CARRIED.**

FINANCE AND ADMINISTRATION COMMITTEE - NINTH REPORT

**Section 19 Re: Sunday Shopping - City of Hamilton declared a "tourist area"**

Alderman Jackson declared personal interest in, took no part in the debate and refrained from voting. Alderman Jackson owns a store that could be affected.

It was moved by Alderman Ross and seconded by Alderman Cooke that section 19 of the Ninth Report of the Finance and Administration Committee be referred back. **LOST.**

Recorded vote on Section 19

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Morelli, Agostino, D'Amico. -7.

NAYS: Aldermen Cooke, Kiss, Copps, Wilson, Eisenberger, Charters, Merling, Anderson, Ross. -9. **LOST.**

FINANCE AND ADMINISTRATION COMMITTEE - TENTH REPORT

## RESOLUTIONS

It was moved by Alderman Merling and seconded by Alderman Drury that the following resolution be adopted:

**WHEREAS** the City closed portions of Belview and Beck Avenues (truck access into Glendale Spinning Mills factory) in 1989 to form part of Belview Park; and following the closure, transport trucks accessed the factory by backing up Primrose Avenue, a local residential road presenting a potential hazard/threat to the safety of the residents; and

**WHEREAS** it is in the public interest to reroute heavy trucks to the factory loading docks with access from Barton Street;

**NOW THEREFORE, IT IS RECOMMENDED THAT:**

- (a) (i) The Director of Property negotiate a ten year lease of certain CP Rail land to provide a truck access route to Glendale Spinning Mills warehouse from Barton Street (subject to prior agreement with the owner of the industrial property on the participation of the City and Glendale Spinning Mills) and further that the proposed lease be referred to Council for consideration/approval.
- (ii) In the event that, as a condition by the industrial property owner of their full participation in the resolution of the truck access issue, the City is requested to stop up, close and sell a further portion of Belview Avenue, that the Transport and Environment Committee consider and make appropriate recommendations to Council, prior to finalization of any lease by the City of CP Rail land.

(b) Subject to the above, that:

- (i) funds be allocated from the Crown Point West/Stipeley Phase II P.R.I.D.E. Programme at a total estimated cost of seventy thousand dollars (\$70,000), 50% Provincial and 50% Municipal for the purpose of relocating CP Rail's tracks and installing a hard surface on the leased access; and
- (ii) the Law Department be authorized to apply for O.M.B. approval of the ten year lease because of the ongoing annual rental costs payable to CP Rail that are not covered by the P.R.I.D.E. Programme.

**CARRIED.**

It was moved by Alderman Merling and seconded by Alderman Anderson that the resolution respecting Glendale Spinning Mills be amended by adding the following at the end of (a) (ii):

"subject to public hearings on this issue."

**CARRIED.**

<b>NOTICE OF MOTION</b>
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Mayor Morrow gave notice that he would move a motion at the next meeting of City Council regarding Federal Funding for Co-op Housing.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Ross that the Reports of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee and resolutions, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Ross that the following Bills be now read a first time:

A-29, A-30, A-31, A-32, A-33, A-34, A-35, A-36, A-37, A-38  
C-47, C-48  
H-22.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Ross that Council move into Committee of the Whole to consider the following Bills, with Alderman Cooke in the chair. (second reading).

A-29, A-30, A-31, A-32, A-33, A-34, A-35, A-36, A-37, A-38  
C-47, C-48  
H-22.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Ross that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-29, A-30, A-31, A-32, A-33, A-34, A-35, A-36, A-37, A-38

C-47, C-48

H-22.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Ross that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-29, A-30, A-31, A-32, A-33, A-34, A-35, A-36, A-37, A-38

C-47, C-48

H-22.

1992 April 14

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 9:25 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

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Mayor R. M. Morrow

J. J. Schatz, City Clerk  
1992 April 14

## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FIFTH** Report for 1992 and respectfully recommends:

1. That the proposed art work representing clouds on each triangular part of the high roof of the new Traffic Operations Centre at 1375 Upper Ottawa Street, Hamilton be deleted at an estimated savings of \$15,000.00.
2. That an Offer to Purchase duly executed by Chris J. and Gwen A. Rhora on 1992 March 24, and scheduled to close within sixty (60) days of the enactment and registration of a by-law to stop up, close and sell the public walkway extending from Larch Street to Northgate Avenue, said lands are more particularly described as having a frontage of 3.04 metres (10 feet) more or less, along the northerly limit Larch Street, by a depth of 37.82 metres (124.08 feet) more or less, and comprising a total area of 115.27 square metres (1,240.8 square feet) more or less, designated as Parts 1, 2, 3 and 4 on Registered Plan 62R-8822, be approved and completed and funds derived from this sale of \$1.00 be credited to Account No. CH4X501 00102 (Sale of Lands - Reserve for Property Purchases).
3. (a) That an Offer to Purchase duly executed on 1992 March 2 by Micor Developments Inc. (Michael Corrado, President), and scheduled to close sixty (60) days after the enactment and registration of a by-law to stop up, close and sell the public walkway extending from Rymal Road East to Eaglewood Drive, said lands are more particularly described as having a width of 3.05 metres (10.0 feet) more or less, along the northerly limit of Rymal Road East, by a depth of 42.67 metres (139.99 feet) more or less, comprising a total area of 130.14 square metres (1,400.86 square feet) more or less, being the southerly forty-two point six seven metres (42.67 metres, 139.99 feet) of Block 30, Plan 62M-622, be approved and completed and funds derived from this sale of \$1.00 be credited to Account No. CH4X501 00102 (Sale of Lands - Reserve for Property Purchases).

- (b) That an Offer to Purchase duly executed on 1992 March 3 by Rosa Buonopane, and scheduled for closing sixty (60) days after the enactment and registration of a by-law to stop up, close and sell the public walkway extending from Rymal Road East to Eaglewood Drive, said lands are more particularly described as having a width of 1.52 metres (4.98 feet) more or less along the southerly limit of Eaglewood Drive, by a depth of 30.64 metres (100.52 feet) more or less, and comprising a total area of 46.57 square metres (501 square feet) more or less, being the northerly thirty point six four metres (30.64 metres, 100.52 feet) more or less, of the west half of Block 30, Plan 62M-622, be approved and completed and funds derived from this sale be credited to Account No. CH4X501 00102 (Sale of Lands - Reserve for Property Purchases).
  - (c) That an Offer to Purchase duly executed on 1992 March 12 by Margarete Barbara Loeffler, and scheduled to close sixty (60) days after the enactment and registration of a by-law to stop up, close and sell the public walkway extending from Rymal Road East to Eaglewood Drive, said lands are more particularly described as having a width of 1.52 metres (4.98 feet) more or less, along the southerly limit of Eaglewood Drive, by a depth of 30.64 metres (100.52 feet) more or less, comprising a total area of 46.57 square metres (501 square feet) more or less, being the northerly thirty point six four metres (30.64 metres, 100.52 feet) more or less, of the east half of Block 30, Plan 62M-622, be approved and completed and funds derived from this sale of \$1.00 be credited to Account No. CH4X501 00102 (Sale of Lands - Reserve for Property Purchases).
- 4.
- (a) That the following City lands be closed, stopped-up and sold as noted below:  

Public Walkway	Block 30, Plan 62M-622
----------------	------------------------
  - (b) That the by-law to carry out the closing, stopping-up and selling of the foregoing be enacted by City Council.
  - (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.

5.
  - (a) That southbound traffic on Ryckman Street be required to stop for eastbound and westbound traffic on Lister Avenue; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
6.
  - (a) That northbound traffic on Clyde Street be required to stop for eastbound and westbound traffic on Wright Avenue; and
  - (b) That eastbound traffic on Wright Avenue be required to stop for northbound and southbound traffic on Leeming Street; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
7.
  - (a) That a "Permit Parking" regulation be implemented on the north side of Clinton Avenue commencing at a point 310 feet west of Lottridge Street and extending to a point 23 feet westerly therefrom; and
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Janette Ducharme, No. 93 Clinton Avenue; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
8.
  - (a) That a "Three Hour Parking Time Limit, 24 hours a day, 7 days a week" regulation be implemented on the north side of Peter Street between Pearl Street North and Ray Street North; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
9.
  - (a) That a "One Hour Parking Time Limit, 24 hours a day, seven days a week" regulation be implemented on the west side of Emerald Street North commencing at Shaw Street and extending to a point 99 feet southerly therefrom; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.

10.
  - (a) That the existing "No Parking" regulation on the west side of Magill Street commencing at a point 372 feet south of Barton Street West and extending to a point 20 feet southerly therefrom be rescinded; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
11.
  - (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of Hart Place commencing at Crawford Drive and extending to the westerly end of Hart Place; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
12.
  - (a) That unrestricted parking be allowed on both sides of Mary Street between Cannon and Robert Streets in place of the existing "Alternate Side Parking" regulation; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
13.
  - (a) That in accordance with the request by the Hamilton Street Railway Company:
    - i. The following new bus route be approved:  
Route 4 Bayfront/Nash  
Inbound and Outbound - Depew Street from Beach Road to Industrial Drive.

- ii. the following new bus stops be approved:

Route 4 Bayfront/Nash

- |          |   |  |
|----------|---|--|
| Inbound  | - | Depew Street, west side, 86 feet south of south curb line of Industrial Drive (F/S),           |
| Inbound  | - | Depew Street, west side, 30 feet north of the north curb line of Burlington Street East (N/S), |
| Outbound | - | Depew Street, east side, 36 feet south of the south curb line of Burlington Street East (N/S), |
| Inbound  | - | Depew Street, west side, 119 feet north of the north curb line of Gertrude Street (N/S),       |
| Outbound | - | Depew Street, east side, 141 feet south of the south curb line of Gertrude Street (N/S),       |
| Inbound  | - | Depew Street, west side, 19 feet north of the north curb line of Beach Road (N/S); and         |

- (b) That the City Traffic By-law No. 89-72 be amended accordingly.

14. (a) That the implementation of the following measures, on a temporary basis during the period of reconstruction of Main Street West, be authorized:
- i. install a temporary traffic signal at the intersection of King Street West and Haddon Avenue;

- ii. permit two lanes to turn from northbound to eastbound from Haddon Avenue to King Street West;
- iii. prohibit northbound to westbound movements from Haddon Avenue to King Street West;
- iv. prohibit northbound to northbound movements from Haddon Avenue to Haddon Avenue;
- v. prohibit southbound to eastbound movements from Haddon Avenue to King Street West;
- vi. prohibit eastbound to northbound movements from King Street West to Haddon Avenue; and
- vii. permit westbound to southbound movements from the second lane from the north curb on King Street at Dalewood Avenue;
- viii. permit eastbound to southbound movements from in two lanes King Street West to Paradise Road South; and
- ix. request the Chief of Police to amend the "No Parking" and "No Stopping" signs as required to maintain the orderly flow of traffic.

(b) That an appropriate by-law be prepared to amend By-law No. 89-72.

- 15.
- (a) That, in accordance with By-law No. 89-72, L.P. Services be given an Annual Overload Permit for the year 1992 for one (1) tractor trailer to travel upon Depew Street, Birge Street, Burland Crescent, Industrial Drive, Burlington Street, Wellington Street, Victoria Avenue and Parkdale Avenue, Hamilton; and
  - (b) That 17% of the carrying fee of \$833.00 or \$142.00 be credited to City Account No. 25827011 (Overload Permit Fees) and that 83% or \$691.00 be credited to Regional Account No. 46025 301502.

16. (a) That the following City lands be incorporated into the City streets listed below:
- |                 |                 |                          |
|-----------------|-----------------|--------------------------|
| Goulding Avenue | Reserve "E"     | Registered Plan No. 1308 |
| Kelly Street    | Part 9          | Plan 62R-12040           |
| Elgin Street    | Part 4          | Plan 62R-12040           |
| Acadia Drive    | Parts 18 and 19 | Plan 62R-10529           |
- (b) That the by-law to carry out the incorporation of the said lands into the foregoing streets be enacted by City Council.
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.
17. (a) That approval be given to transfer Parts 3 and 4 on Plan 62R-10628 located in front of No. 116 and No. 112 Chesley Street, Hamilton to the former owner for \$1.00, as these lands conveyed to the City for road widening purposes through severance, are no longer required.
- (b) That the Director of Property be authorized and directed to prepare the necessary Offer(s) of Purchase and Sale.
- (c) That the City Solicitor be authorized and directed to prepare the deed or deeds conveying the aforementioned parts from the City to the owner(s) of Parts 1 and 2 on Plan 62R-10628.
18. (a) That the submitted schedule of works be adopted for inclusion in the Subdivision Agreements with the Owner for the estimated cost of services in:

"ORCHARD PARK ESTATES ADDITION", Hamilton

City's Share - \$4,175.00      Subdivider's Share -      \$35,083.00

- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the Owner of "Orchard Park Estates Addition" subdivision.
- (c) That approval of the above clauses be subject to the condition that no work be commenced until the Final Plans and Subdivision Agreements have been registered.
- (d) That in the event the Subdivider wishes to proceed prior to the registration of the Final Plan and Subdivision Agreements, they should be allowed to do so at their own risk provided they enter into a standard agreement for pre-servicing.
- (e) That the City's Share of the cost of services in "Orchard Park Estates Addition" (\$4,175.00) be approved, and that the Finance and Administration Committee recommend the source of funding for this project.
- (f) That the Final Plan of Subdivision for "Orchard Park Estates Addition" not be released for registration until the Final Plan for "Harbottle Estates" has been registered.

19. (a) That the Commissioner of Transportation/Environmental Services be authorized and directed to issue purchase orders, on behalf of the City of Hamilton, for maintenance costs for automatic protection at level crossings, as follows:

CN Rail - \$61,900.00

CP Rail - \$95,000.00

- (b) That the expenditures be charged to Account No. CH57408 52010.

20.
  - (a) That authority to apply to the Ontario Court (General Division) for a Judge's Order to close a portion of the east-west alley in the block bounded by Delaware Avenue, Stinson Street, Wentworth Street and Grant Avenue, be rescinded.
  - (b) That the City Solicitor be authorized to have the Court Application No. 31059/91 for the said closure dismissed.
  - (c) That the Regional Municipality of Hamilton-Wentworth be informed that the application for Judge's Order to approve this closure will not proceed.
21.
  - (a) That approval be granted to the request from the Ministry of Transportation of Ontario for an exemption from Noise By-law No. 79-292 during the widening of the Queen Elizabeth Way between Highway 20 to Pinelands Avenue.
  - (b) That the Noise Control Officer for the City of Hamilton in conjunction with the Ministry of Transportation of Ontario monitor and investigate all noise complaints that arise during the widening of the Queen Elizabeth Way.
22.
  - (a) That, as provided for in the 1992 portion of the 1992 - 1996 Capital Budget, the construction of the following projects proceed as local improvements pursuant to Section 12 of the Local Improvement Act:
    - i. Beaverton Avenue from Upper Sherman Avenue to Acadia Drive (north side only) - sidewalks and curbs at an estimated gross cost of twenty-three thousand, four hundred dollars (\$23,400.00), City's share (Nil), Owner's Share (\$23,400.00).
    - ii. Beaverton Avenue from Upper Sherman Avenue to Acadia Drive - roadway only at an estimated gross cost of one hundred and thirteen thousand, one hundred dollars (\$113,100.00), City's Share (\$31,691.62), Owner's Share (\$81,408.38).

- iii. Acadia Drive from Butler Drive to approximately 50 metres southerly (west side only) - sidewalks and curbs at an estimated gross cost of seven thousand, five hundred dollars (\$7,500.00), City's Share (\$650.00), Owner's Share (\$6,850.00).
  - iv. Acadia Drive from Butler Drive to approximately 50 metres southerly - roadway only at an estimated gross cost of twenty-two thousand, five hundred dollars (\$22,500.00), City's Share (\$2,430.00), Owner's Share (\$20,070.00).
  - v. Acadia Drive from approximately 128 metres south of Butler Drive to approximately 77 metres southerly (west side only) - sidewalks only at an estimated gross cost of nine thousand, two hundred dollars (\$9,200.00), City's Share (\$3,040.00), Owner's Share (\$6,160.00).
- (b) That the Finance and Administration Committee be requested to recommend a source of funding for this Capital Project; and,
  - (c) That the Senior Director of Roads be authorized to construct these works on behalf of the City once all of the necessary approvals have been received; and,
  - (d) That the City Clerk and Acting City Treasurer be directed to give the necessary notice of City Council's intention to undertake these works.
- 23.
- (a) That the construction of a combined concrete sidewalk and curb on the south side of Carling Street from Macklin Street to approximately 98 metres easterly proceed as a local improvement pursuant to Section 11 of the Local Improvement Act at an estimated gross cost of seventeen thousand, five hundred dollars (\$17,500.00) as provided in the 1992 portion of the 1992 - 1996 Capital Budget with a City's Share of (\$7,274.32) and an Owner's Share of (\$10,225.68); and,
  - (b) That the Finance and Administration Committee be requested to recommend a source of funds for this Capital Project; and,

- (c) That the Acting Director of Public Works be authorized to construct these works once all of the necessary approvals have been received.
24. That a purchase order be issued to Provincial Traffic Signs (Ontario) Ltd., Port Perry, in the amount of \$112,423.46 including taxes, for the supply and delivery of Sign Blanks during 1992, being the lowest of three tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Traffic Sign Materials Account No. 56154 75999.
- 25.
- (a) That, upon receipt of Ontario Municipal Board approval, a purchase order be issued to Disposal Management of Canada Inc., Hamilton in the amount of \$155,150.00 per year, including GST, for a five year term, being the lowest of eight proposals received for the Collection of Bulk Garbage in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal.
  - (b) That the City Solicitor be authorized to obtain Ontario Municipal Board approval of the awarding of this contract as it exceeds the term of this present Council.
  - (c) That a contract be entered into satisfactory to the City Solicitor.
  - (d) That this expenditure be financed through Garbage Collection Account No. CH60301 56319.
  - (e) As Ontario Municipal Board approval process should commence as soon as possible and there is only one Committee meeting this month, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Chairman, the Chief Administrative Officer and that any action taken under this provision to be reported to the next regular meeting of City Council".

26. (a) That the report of the Director of Property and Acting Director of Public Works dated 1992 March 26, regarding Crown Point West/Stipeley P.R.I.D.E. Programme; Glendale Spinning Mills with respect to the sale of the road allowance (Belview Avenue) to Glendale Spinning Mills for \$1.00, copies of which have been distributed to all members of City Council under separate cover, be adopted; and
- (b) That staff be authorized and directed to take appropriate action to close the roadway. **DELETED AND REPLACED, SEE PAGE 526.**
27. (a) That barrier type curbs as shown in, "RHS 303 - Independent Curb and Concrete Walk" be used with a 1.0 metre boulevard in all new subdivisions in the City of Hamilton where Engineering Schedules are approved following the adoption of this resolution.
- (b) That in those cases where it is not practical or acceptable to construct Barrier Curbs and Independent Sidewalks, the Developer/Subdivider be instructed to construct Mountable Curbs with Combined Sidewalks in order to match existing conditions.
- (c) That driveway aprons between curb and sidewalk being constructed in conjunction with Independent Curbs and Sidewalks be constructed with concrete material only, at the expense of the Subdivider/Developer.
- (d) That the use of, "RHS 307 Mountable Curb and Gutter" no longer be permitted in the City of Hamilton except where approved by the City Engineer.
- (e) That in those cases where Engineering Schedules have previously been approved with Mountable Curbs and Combined Sidewalks, and the Developer/Subdivider has registered and/or signed the Subdivision Agreement, but where sidewalks and curbs have not been constructed, the requirement for the installation of Independent Curbs and Sidewalks as opposed to Mountable Curbs with Combined Sidewalks be pursued on a case by case basis.

28. (a) That in accordance with the Regional Municipality of Hamilton-Wentworth Police Services Board's request, the City agree to assume overnight parking enforcement and tow away functions within the City of Hamilton; and
- (b) That four additional Parking Control Officers be approved, effective 1992 May 1, and that these additional positions be funded by revenue increases; and
- (c) That the Traffic and Law Departments be directed to investigate and report back on the feasibility of establishing a tow away charge to cover the City's cost for the tow away of abandoned vehicles.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Agro. -1.

**CARRIED.**

29. (a) That a "No Stopping" regulation be implemented on the west side of Columbia Drive, commencing at the easterly intersection of Bendamere Avenue and extending to a point 76 feet northerly therefrom; and
- (b) That a "No Stopping" regulation be implemented on the west side of Columbia Drive, commencing at the easterly intersection of Bendamere Avenue and extending to a point 52 feet southerly therefrom; and
- (c) That the existing 178 foot "No Stopping" regulation, implemented by order of the Chief of Police, on the south side of Bendamere Avenue, west of the easterly intersection of Columbia Drive, be shortened, such that the regulation commences at Columbia Drive and extends to a point 76 feet westerly therefrom; and

- (d) That the existing "No Stopping, School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the south side of Bendamere Avenue which commences at a point 50 feet west of the easterly intersection of Columbia Drive and extends to a point 80 feet westerly therefrom, be shortened, such that the regulation commences 76 feet west of the easterly intersection of Columbia Drive and extends to a point 64 feet westerly therefrom; and
- (e) That the Traffic Department be directed to paint a crosswalk on the north side of Columbia Drive at the easterly intersection of Bendamere Avenue; and
- (f) That a School Crossing Guard not be assigned to the easterly intersection of Columbia Drive and Bendamere Avenue; and
- (g) That the City Traffic By-law No. 89-72 be amended accordingly.

**AMENDED AND CARRIED.**

30.

- (a) That the proposed 1992 Road and Sidewalk Capital Improvement Programme attached hereto as Appendix "A" in the amount of seven million, eight hundred and twenty thousand dollars (\$7,820,000.00) be approved; and
- (b) That the Commissioner of Transportation/Environmental Services be authorized to undertake the works on behalf of the City of Hamilton once all necessary approvals have been received.
- (c) That Whitney Avenue between Lower Horning Road and Main Street be included in the 1993 Reconstruction Programme (sidewalk and roadway reconstruction) in conjunction with the Region's proposed sewer work.

31. (a) That the Chairperson or his designate be authorized to attend the Air and Waste Management Association 1992 Spring Conference to take place on 1992 April 26 to April 29, Toronto, Ontario.
- (b) That costs associated with attending this conference be charged to Aldermen Travel Account No. CH55201 10010.
32. That leave be granted to introduce the following Bills:
- (a) **Bill A-29** By-law to Stop-up, Close and Sell Those Portions of Public Walkway, from Eaglewood Drive to Rymal Road East
- (b) **Bill A-30** By-law to Incorporate Reserve "E", Registered Plan No. 1308 into Goulding Avenue
- (c) **Bill A-31** By-law to Incorporate Part 9, Plan 62R-12040 into Kelly Street
- (d) **Bill A-32** By-law to Incorporate Part 4, Plan 62R-12040 into Elgin Street
- (e) **Bill A-33** By-law to Incorporate Parts 18 and 19, Plan 62R-10529 into Acadia Drive
- (f) **Bill A-34** By-law to Amendment Local Improvement By-law No. 10605 respecting Revised Costs to the Corporation for the Installation of Local Improvements
- (g) **Bill A-35** By-law to Authorize the Construction of Local Improvements, by Petition, under Section 11 of the Local Improvement Act, of an Independent Concrete Sidewalk on the East Side of Upper Paradise Road adjacent to St. Thomas More School, 1045 Upper Paradise Road
- (h) **Bill A-36** By-law to Amend By-law No. 89-72 to Regulate Traffic

- (i) **Bill A-37** By-law to Amend By-law No. 89-72 to Regulate Traffic
- (j) **Bill A-38** By-law to Amend By-law 87-144 respecting Municipal Weed Inspectors. **ADDED AND CARRIED.**

33. That the City Solicitor be authorized and directed to amend By-law No. 87-144, appointing Municipal Weed Inspectors under The Weed Control Act, to permit the appointment of the following 12 inspectors:

R. Yanke	A. Mancini
R. Pyne	A. Boers
P. Booker	R. Farthing
D. Cowan	C. Gibbs
D. Pomfret	P. Tompkins
J. Pook	D. Boyer
	<b>ADDED AND CARRIED.</b>

34. (a) That the Hamilton Harbour Commission be requested to immediately stop all dumping in the area of the Windemere Basin from the Streetsville site until the Ministry of the Environment has completed it's investigation and full assurances are given that clean soil is being used as fill in the Windemere Basin.
- (b) The Hamilton Harbour Commission representatives be requested to appear before a special meeting of City Council to discuss the issue of the Windemere Basin dumping. **ADDED AND CARRIED.**

Respectfully Submitted,

**ALDERMAN H. MERLING, CHAIRPERSON  
TRANSPORT AND ENVIRONMENT COMMITTEE**

Tina Agnello  
Acting Secretary

1992 April 6

**Appendix "A" as referred to in  
Section 30 of the FIFTH Report  
of the Transport and Environment  
Committee for 1992**

**CITY OF HAMILTON  
1992 ROAD AND SIDEWALK IMPROVEMENT PROGRAMME**

**A. Roads and Abutting Sidewalks**

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>COMMENTS</u>
Beaucourt Place	Lower Horning	East End	
Beaucourt Road	West End	Lower Horning	in conjunction with sewer work
Centennial Parkway	Vicinity of Arrowsmith Road		road widening
Cline Avenue	Paul	South End	in conjunction with sewer work
Clinton Street	Lotridge	Sherman	in conjunction with sewer work
Cottrill Street	Main	Sanders	reconstruct road and sidewalks
Crestwood Drive	David	David	in conjunction with watermain work
Dalewood Avenue	Westwood	Haddon	in conjunction with sewer work
David Avenue	Fennell	South Bend	in conjunction with watermain work
Duncombe Avenue	East 16th	Holt	reconstruct road and sidewalks
Gary Avenue	Dalewood	Westwood	in conjunction with sewer work
Inchbury Street	York	Florence	in conjunction with sewer work
Lower Horning	Harold	Purvis	in conjunction with sewer work
MacNab Street	Mulberry	Stuart	in conjunction with sewer and watermain work
Malta Drive	Montrose	Dunkirk	reconstruct road and sidewalks
Maple Avenue	King	Ottawa	reconstruct road and sidewalks
Mericourt Road	Lower Horning	Purvis	in conjunction with sewer and watermain work
Montrose Avenue	Kimberly	Rosedale	reconstruct road and sidewalks

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>COMMENTS</u>
Rebecca Street	John	Wellington	in conjunction with sewer and watermain work
Windermere Road	Parkdale	Easterly	asphalt overlay and drainage works
Wood Street	James	Bay	in conjunction with sewer work

**B. Sidewalks on Regional Roads**

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>COMMENTS</u>
Kenilworth Avenue	Barton	King	both sides
King Street	Main	Keswick	both sides
Main Street	Gary	Hwy 403 bridge (east of Paradise)	both sides
Sherman Avenue	Burlington	Barton	both sides
Upper Ottawa Street	156m South of Fennell	151m North of Mohawk	both sides
Wilson Street	Cathcart	Sanford	both sides

**C. Sidewalks (Reconstruction and Repair) with Road Resurfacing**

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>COMMENTS</u>
Adair Avenue	Central	Lucerne	road resurface and sidewalk reconstruction
Beach Road	Ottawa	Kenilworth	road resurface, curb and joint repairs (Dofasco cost-sharing)
Charlotte Street	Montrose	North End	road resurface
Dofasco Road	Beach	Kenilworth	road and curb repairs (Dofasco cost-sharing)

1992 April 14

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>COMMENTS</u>
Fieldway Drive	Cardinal	East End	road resurface and sidewalk reconstruction
Julian Avenue	Britannia	Roxborough	road resurface and sidewalk reconstruction

**D. Sidewalks Only**

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>COMMENTS</u>
Emerson Avenue	Ainslie	South End	sidewalk reconstruction (surface-treated road)
Jones Street	Dundurn	West End	sidewalk reconstruction (surface-treated road)
Park Row	King	Main	
Pearl Street	Bold	C.P. Line	surface treated road

**E. Miscellaneous Projects**

<u>STREET</u>	<u>FROM</u>	<u>COMMENTS</u>
Limeridge Road	Easterly Entrance to Limeridge Mall	construct Traffic Island
Mount Albion	East Side Vicinity of Golf Course	slope Stabilization
Sanatorium Road	North of Scenic Drive, West Side	slope Stabilization
Streetlighting	Various Locations	upgrades in conjunction with oadworks
Pavement Management System	All City Streets	inspection and testing on City streets to develop optimum rehabilitation strategy

**F. Supplementary List (Projects to be done if residual funds are available)**

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>COMMENTS</u>
East 14th	Inverness	North End	reconstruct road and sidewalks
Warren Avenue	South Bend	Fennell	reconstruct road and sidewalks
Rennie Street	Parkdale	Waterloo	reconstruct road and sidewalks
Nottingham Avenue	Tenth	Winchester	reconstruct road and sidewalks
MacNab Street	Bold	Hurst	reconstruct road and sidewalks
Macauley Street	John	Wellington	reconstruct road and sidewalks
Sanders Boulevard	West Park	Norfolk	reconstruct road and sidewalks

1992 APRIL 06

## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **SEVENTH** Report for 1992 and respectfully recommends:

1. (a) That the Portuguese Association of St. Michael the Archangel be granted permission to sell food and alcoholic beverages on the occasion of the Annual Festival of the Holy Spirit, 1992 June 12 - 14 in the Dundurn Park Pavilion, subject to the following terms and conditions:
  - (i) Proof of \$2,000,000. Comprehensive General Liability Insurance for Property Damage and Bodily Injury, same to be submitted 30 days in advance, naming the City as co-insured.
  - (ii) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.).
  - (iii) That alcoholic beverages may be served in the confined area of the Pavilion on 1992 June 12 - 13 (12:00 noon to 11:00 p.m.) and Sunday, 1992 June 14 (12:00 noon to 10:00 p.m.) upon receipt of approval of the Liquor Licence Board.
  - (iv) That a Special Duty Officer as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
- (b) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson -1.

**CARRIED.**

2. (a) That permission be granted to the Hamilton and District Slo-Pitch Association to sell beer during the occasion of their softball tournament scheduled at Globe Park from 1992 June 4 - 7 under the terms and conditions which include the following:
- (i) That proof of \$2,000,000. Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
  - (ii) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
  - (iii) That the Concessionaire be contacted to make the necessary arrangements for the provision of food.
  - (iv) That the applicant assume responsibility for all labour related costs as a result of this event.
  - (v) That Special Duty Officers, as may be deemed necessary by the Hamilton-Wentworth Regional Police; be provided at the applicant's expense.
- (b) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson -1.

**CARRIED.**

3. That permission be granted to the United Way of Burlington, Hamilton-Wentworth, to serve food and alcoholic beverages in the Dundurn Park Pavilion on the occasion of their Annual Meeting being held on 1992 June 11, subject to the following terms and conditions:

- (a) That proof of \$2,000,000. Comprehensive Liability Insurance for Property Damage and Bodily Injury be provided, same to be submitted 30 days in advance of the event and naming the City as co-insured.
- (b) That the applicant assume responsibility for all labour related charges associated with the event (set-up, dismantling, clean-up, etc.).
- (c) That alcoholic beverages be served in the confined area of the Pavilion (beer and wine only).
- (d) That the applicant adhere to all regulations stipulated by the Liquor Licence Board of Ontario in the provision of alcoholic beverages.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson -1.

**CARRIED.**

4. That permission be granted to St. Jean de Brebeuf High School Fishing Club to utilize Inch Park Pool from 1992 May 4 - 8 to provide the opportunity for an Urban Fishing Program under the condition that proof of \$2,000,000. Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
5. That the City Solicitor be authorized to prepare a By-law for the establishment of an Elderly Persons Centre for the Sackville Hill Seniors' Recreation Centre for presentation to City Council.
6. That the City of Hamilton confirm its participation in the International Children's Games to be held from 1992 June 18 - 21 in Geneva, Switzerland.
7. That the Director of Culture and Recreation be authorized to pursue the co-ordination of the International Children's Olympics - Canada for the International Children's Games Committee to include Federal and Inter-Provincial Communiques.
8. That purchase orders be issued for Hired Equipment Contractors, Public Works Department, as shown in Appendix "B" herewith attached, as and when required during 1992, 1993 and 1994, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders and that this expenditure be financed through various approved accounts.
9. That the policies and procedures attached hereto and marked as Appendix "A" entitled "Bocci Court Construction and Maintenance - Policies and Procedures", be approved.
10. That parking passes not be issued to members of City Council for Tiger Cat Football Games but be issued only to a list of persons as provided by the Canadian Football League (C.F.L.) and the Tiger Cat Football Club.

1992 April 14

11. That the project funding for the redevelopment of Sam Lawrence Park be reduced from \$2,325,000. to \$1,969,100. to reflect the deletion of the pedestrian bridge from the project.

**Respectfully Submitted,**

**ALDERMAN T. JACKSON,  
CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

Charlene Coutts  
Acting Secretary

1992 April 7

### **BOCCI COURT CONSTRUCTION AND MAINTENANCE POLICIES AND PROCEDURES**

**Policy:** That the development and after-care maintenance of bocci court facilities be administered by the Department of Culture and Recreation in consultation with Public Works - Parks Division regarding matters of location, design, construction and maintenance.

**Procedure:** The proponent group shall initiate discussions with the Department of Culture and Recreation relative to development of a Bocci Court facility. Dependant upon budgetary constraints, development of new facilities will be scheduled according to a first come first serve basis and construction may proceed in the year following negotiations in accordance with capital budgeting procedures.

Department of Culture and Recreation staff shall co-ordinate meetings between the proponent group and Parks Division relative to such items as:

- location/design (fencing, lighting, storage facility ie. wooden shed or locker, grass landscaping, litter containers)
- ancillary items (picnic tables, benches, floral/shrub plant material), upgraded storage facility ie. concrete prefab structure.
- construction schedule
- maintenance\*
- costs

\* The proponent organization shall undertake to maintain the grounds, including grass cutting, garden weeding, litter pick-up, court levelling, using material provided by the City ie. lawn mower, maglime, litter containers, rakes and shovels.

**Policy:** That the proponent user group be required to cost share in the development of any new bocci court in the amount of 50% of costs for ancillary items requested and agreed to by affected parties.

**Procedure:** Based on the design details agreed upon by the proponent group and City staff, cost sharing amounts will be finalized and confirmed in writing by the proponent group.

The Department of Culture and Recreation will prepare appropriate submissions/reports to the Parks and Recreation Committee for funding and development approval including annualized maintenance costs.

**Policy:** That wherever possible the development of new bocci court facilities be limited to municipally owned park locations pursuant to the approved 1991 edition of the Parks Expenditure Policies.

**Procedures:** To overcome jurisdictional conflicts relative to maintenance, liability, programming and ownership the use of Board of Education property for park related purposes other than passive activity should be limited. City staff will work closely with the proponent user group to identify alternate park locations and select a preferred site to the material satisfaction of all parties.

Appendix "B" as referred to in Section 8 of the Seventh Report of the Parks and Recreation Committee for 1992

Suppliers of Rental Equipment Must be Called in

Numerical Order  
(cost per hour)

	<u>1992</u>	<u>1993</u>	<u>1994</u>
<u>Loaders - 5 cu.yd.</u>			
1. G.F. Mason - 72-51 Terex	\$ 90.00	\$ 92.00	\$95.00
<u>Loaders - 4 cu.yd.</u>			
1. R.C.M. Contracting - Cat. 950	78.00	82.00	85.00
2. G.F. Mason - 72-31 Terex	82.00	84.00	87.00
3. Cardi Construction - CAT 950	98.00	98.00	98.00
<u>Backhoes</u>			
1. R.C.M. Contracting - Ford 555 (3)	37.95	41.00	44.00
2. Bill Wilcockson - Ford 555 (1)	40.00	40.00	40.00
3. F&S Excavating - JD310	40.00	43.00	46.00
4. Frem Excavating - Ford 555	42.00	44.00	45.00
5. J.D.R. Tools - JD310, Case 580, Ford 555	48.00	50.00	52.00
<u>Backhoe with Extend -A- Hoe</u>			
1. Bill Wilcockson	40.00	40.00	40.00
2. Frem Excavating	42.00	44.00	45.00
3. R.C.M. Contracting	46.00	48.00	50.00
4. J.D.R. Tools & Equipment	48.00	50.00	52.00
5. O. Cicarelli & Son	50.00	51.00	52.00
6. Biattaglia (3)	50.00	55.00	60.00
<u>Backhoe with Convertible Hoe Ram &amp; Bucket</u>			
1. Bill Wilcockson	59.50	59.50	59.50
2. R.C.M. Contracting	75.00	78.00	80.00
3. Cardi Construction	90.00	90.00	90.00
4. J.D.R. Tools & Equipment	95.00	100.00	110.00
5. L.M. Enterprises	95.00	100.00	110.00
<u>Graders - Huber</u>			
1. G.F. Mason	60.00	63.00	66.00
2. Bill Price Grade Rental	60.00	64.00	68.00

**Graders**

1992 April 14

	<u>1992</u>	<u>1993</u>	<u>1994</u>
1. G.F. Mason - Gallion T-600	69.00	72.00	75.00
2. Advance Excavating - Champion 562, CAT 14	70.00	75.00	80.00
3. Bill Price Grader Rental - CAT 1206	70.00	75.00	80.00
4. Blacktop Enterprises - Champion, 562 & 602	70.00	72.00	74.00
5. Danbill Equipment - Champion D600 with Ripper	71.35	74.91	78.65

**Bulldozer - 450**

1. Frem Excavating - Case 450	42.00	44.00	45.00
2. J.D.R. Tools - JD450	47.00	50.00	52.00
3. L.M. Enterprises - JD450	50.00	55.00	57.00
4. Molison Construction - JD450 (2)	52.00	54.00	56.00
5. Aldershot Rentals - JD450	53.00	55.00	57.00
6. Mountainview Excavating	54.00	56.00	58.00

**Bulldozer - CAT D-7 or Equivalent**

1. J.D.R. Tools - CAT D-7	80.00	82.50	85.00
2. RCM Contracting - CAT D-7	89.00	94.00	99.00
3. Aldershot Rentals - CAT D-7	90.00	92.00	94.00
4. G.F. Mason - CAT D-7	92.00	95.00	98.00
5. Bill Price Grader Rentals - CAT D-7	93.50	99.50	105.00

**Trucks - 8 cu.yd.**

1. Frem Excavating	35.00	36.00	36.00
2. Advance Excavating	36.00	39.00	42.00
3. Battlefield Bobcat	38.00	40.00	44.00

**Trucks - 16 cu.yd.**

1. Stockford Haulage	38.00	38.00	38.00
2. Blacktop Enterprise	40.00	42.00	44.00
3. L.M. Enterprises	41.00	43.00	45.00
4. F&S Excavating	42.00	44.00	46.00
5. J.D.R. Tools	42.50	45.00	47.50
6. Mountainview Excavating	43.00	45.00	47.50
7. Keldi Enterprise	43.00	45.00	47.00
8. Gordon Cooper	44.00	45.00	46.00
9. Mike Smrtka Trucking	44.00	45.00	46.00
10. Woytkiw Haulage	45.00	46.00	47.00

**Trucks - Other**

F&S Excavating - Stone Slinger	85.00	90.00	95.00
Cardi Construction - Stone Slinger 23 t. box	100.00	102.00	104.00
G.F. Mason - 53 yd Dump Trailer	78.00	80.00	83.00
J.D.R. Tools - Fleet dump with Boom	47.00	50.00	57.00

**Scrapers**

1992 April 14

**1992****1993****1994**

Sisson Construction - Euclid TS-14	95.00	100.00	105.00
- Euclid TS-24	115.00	120.00	120.00
Digit Contracting - Euclid TS-14	100.00	105.00	110.00
Bill Price Grader Rentals - 260 AL	93.50	99.50	105.50
621 CAT	112.50	119.50	126.50

**Bobcat**

1. O. Cicarelli & Sons - 543, 743, 843	45.00	46.00	47.00
2. Peter Mayne Landscaping	45.00	47.50	50.00
3. Battlefield Bobcat	46.00	48.00	52.00

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SEVENTH** Report for 1992 and respectfully recommends:

1. That, provided the Law Department has received signed copies of a Lot Grading Settlement Agreement between Karl and Florence Veritis, Gurnland Development Inc., Glenbury Developments, and The Corporation of the City of Hamilton, and a grading release letter from the homeowners of Lot 19 of the subdivision, the City Treasurer be authorized and directed to reduce the security deposit currently being held for Gurnett Estates - Phase 3 and release the subdivider of same for lot grading obligations under the City Subdivision Agreement.
2. That the Building Commissioner be authorized to issue a demolition permit for 47 Rosemont Avenue.
3. (a) That the Corporation of the City of Hamilton enter into an Easement Agreement incorporating the provisions set out in a draft Agreement (distributed to all members of City Council under separate cover) with Eaton Properties Limited, for the purpose of the City granting to Eatons, an easement to enter onto and use the most northerly portion (333 feet, more or less) of the north-south portion of the MacNab Street Truck Tunnel as a right-of-way for vehicular access only for the purpose of providing access to the shipping and receiving area of the adjacent Eatons Centre and department store. The easement will be enjoyed and used during the balance of the term of the Ground Lease for the Lloyd D. Jackson Square Development, commencing on the execution of this Agreement and expiring on 2069 October 31. The maintenance repair and replacement of the Truck Tunnel shall be shared amongst the users.  
  
(b) That the Mayor and City Clerk be authorized to execute this Agreement.

4.
  - (a) That the 1992 operating budget of the Concession Street B.I.A. be approved in the amount of eight thousand, four hundred and twenty-five dollars (\$8,425); and,
  - (b) That the City Solicitor be hereby authorized and directed to prepare the requisite by-law pursuant to Section 220 of the Municipal Act, R.S.O. 1991, to levy the 1992 Budget as reference (a) above for presentation to City Council; and,
  - (c) That the Schedule of Payments for 1992 be as follows:

April	\$4,225.00
October	\$4,200.00

**NOTE: Levy arrears will be deducted from both payments for 1992.**

5.
  - (a) That in accordance with the Downtown Action Plan, Phase IV Sanitation Study Recommendations, adopted by City Council on 1988 November 29, the Third Annual Public Service Announcement Competition first and second prizes be awarded to:  
  
1st Place: Nancy Olah for "Letters"  
2nd Place: Corinne Lye for "Basket"
  - (b) That funds be provided from Phase IV of the Downtown Action Plan for first prize at seven hundred dollars (\$700), second prize at five hundred dollars (\$500) and a donation to Mohawk College Media Studies Department of seven hundred dollars (\$700) for development of the videos and use of equipment.
6. That the Fourth Annual Business Development Seminar be held in partnership with the Regional Municipality of Hamilton-Wentworth, Economic Development Department on 1992 October 29 at the Hamilton Convention Centre at a total estimated cost to the City of Hamilton of \$5,000. Funds are available within Phase IV of the Downtown Action Plan Account Number CF 5262 428803006.

7. (a) That the City of Hamilton accept the sum of \$6,070 as cash payment in lieu of the 5% land dedication in connection with "Claudette Gardens - Phase 2", Hamilton, located west of Garth Street and north of Rymal Road West in the Falkirk East Neighbourhood, being the cash payment required under Section 50 of the Planning Act.
- (b) That the City of Hamilton accept the sum of \$30,000 as cash payment in lieu of the 5% land dedication in connection with Edan Heights - Phase 2, Hamilton, located west of Upper Sherman Avenue and south of Stone Church Road East in the Butler Neighbourhood, being the cash payment required under Section 50 of the Planning Act.
8. That the City accept the sum of \$15,170 as cash payment in lieu of the 5% land dedication in connection with The Gardens of Rymal - Phase 2, Hamilton, located south of Rymal Road East on the east side of Upper Wentworth Street in Chappel East Neighbourhood, being the cash payment required under Section 50 of the Planning Act.
9. (a) That funds be allocated from the Crown Point West/Stipeley Phase II P.R.I.D.E. Programme at a total estimated cost of seventy thousand dollars (\$70,000), 50% Provincial and 50% Municipal for the purpose of shifting truck traffic away from Primrose Avenue and on Barton Street on the north by relocating CP Rail's tracks and installing a hard surface for truck access as per Appendix "A" attached; and,
- (b) That the Director of the Property Department be authorized to negotiate a 10 year lease with CP Rail for the use of the portion of the CP Right-of-Way to provide this access road around Glendale Spinning Mills to enable trucks to enter Glendale lands from the north to reach their loading facilities on the south and to submit such lease terms to City Council for approval; and,
- (c) That the Law Department be authorized to apply for OMB approval of the ten-year lease because of the applicable ongoing annual costs payable to CP Rail that will not be covered under the P.R.I.D.E. Programme.

**DELETED AND REPLACED, SEE PAGE 526**

10. That approval be given to Zoning Application 91-75, Lily Trieu, owner, requesting a modification to the established "D" (Urban Protected Residential - One and Two Family Dwellings) District, to permit a hairdressing business as a "Home Occupation" use within a portion of a dwelling located at 22 Greig Street, as shown on the attached map marked as Appendix "B", on the following basis:
- (a) That the "D" (Urban Protected Residential - One and Two Family Dwellings) District regulations as set out under Section 10 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:
    - (i) That notwithstanding the provisions of Section 2(2)(H)(iii)(f) and (h) of By-law No. 6593, hairdressing shall be permitted as a home occupation on the basis that it is:
      - (1) carried on by not more than one hairdresser having a principal and permanent place of residence on the premises; and,
      - (2) provides for not more than one comb-out centre and one hair styling sink.
    - (ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1268, and that the subject lands on Zoning District Map W-11 be notated S-1268;
    - (iii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map W-11 for presentation to City Council; and,
    - (iv) That the proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

11. That approval be given to Zoning Application 91-81, Joyce Maria Carnicelli and Carriage Gate Homes Ltd., owner, requesting a change in zoning from "AA" (Agricultural) District, to "R-4" (Small Lot Single Family Detached) District (Block "1"), and from "C" (Urban Protected Residential, etc.) District, to "R-4" (Small Lot Single Family Detached) District (Blocks "2" and "3"), to permit small lot single family detached dwellings, for the property located west of Upper Sherman Avenue and south of Stone Church Road East, shown as Block "1", "2" and "3" on the attached map marked as Appendix "C", on the following basis:
  - (a) That Block "1" be re-zoned from "AA" (Agricultural) District, to "R-4" (Small Lot Single-Family Detached) District;
  - (b) That Blocks "2" and "3" be re-zoned from "C" (Urban Protected Residential, etc.) District, to "R-4" (Small Lot Single-Family Detached) District;
  - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27C for presentation to City Council;
  - (d) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.
12. That Zoning Application 91-86. J. Kozar, owner requesting a further modification to the "H" (Community Shopping and Commercial, etc.) District regulations, to increase the capacity of the existing residential care facility from 24 to 30 residents, for property located at 1605 Main Street East, as shown on the attached map marked as Appendix "D", be denied, for the following reasons:
  - (a) One of the prime goals of the Residential Care Facilities By-law is to provide the residents of such facilities with an opportunity to live in an environment that closely approximates a family situation. For this reason, the Residential Care Facilities By-law sets specific capacity limits in each zoning district to protect the residential nature of such facilities. The proposal for a further increase in the capacity by six residents (24 to 30) or 25%, represents a departure from this philosophy and exceeds the permitted capacity of the general "H" District provisions by 50% (30 vs 20);

- (b) The proposal to increase the capacity from 24 to 30 residents conflicts with City Council's policy (By-law 91-61), adopted April 9, 1991 to restrict the capacity of this residential care facility to a maximum of 24 residents, instead of 30 residents requested;
  - (c) Approval of the application would encourage other similar applications which, if approved, would undermine the intent and philosophy of the by-law.
- 13.
  - (a) That the recommendations contained in the document Executive Summary - 1992 City of Hamilton Municipal Housing Statement Update as amended (distributed to all members of City Council under separate cover) be approved;
  - (b) That the Clerk be directed to forward the 1992 City of Hamilton Municipal Housing Statement Update to the Regional Municipality of Hamilton-Wentworth for endorsement; and,
  - (c) That the Minister of Municipal Affairs and the Minister of Housing be advised of City Council's adoption of the recommendations in the 1992 City of Hamilton Municipal Housing Statement Update and be requested to approve the document and forward outstanding grant monies.
- 14.
  - (a) That the Hamilton Official Plan be amended by adding the following new clause to Subsection C.7 - Residential Environment and Housing Policy:
    - C.7.8 "Council recognizes the effective functioning of the planning approvals process as an important component to reduce housing cost. Accordingly, Council will, on a bi-annual basis, review the various development application processes in consultation with interested agencies and associations to identify potential constraints and undertake appropriate actions to ensure the identified constraints are addressed";
  - (b) That Policy D.9.1 (iii) of Subsection D.9 - Notification and Public Participation Procedure of the Hamilton Official Plan be amended by deleting "30" and replacing it with "17"; and,

- (c) That the Ministry of Municipal Affairs be advised that appropriate measures should be undertaken to reduce the time frame in which Provincial Ministries (e.g., Ministry of the Environment and Ministry of Natural Resources) respond to planning applications; and further that the Ontario Municipal Board reduce the amount of time that elapses between referral of an issue to the Board and the actual hearing date.
- 15. That approval be given to Official Plan Amendment No. 109 to make text changes to Subsection C.7 - Residential Environment and Housing Policy and Subsection D.9 -Notification and Public Participation Procedure of the Hamilton Official Plan to fulfil the requirements of the Provincial Policy Statement Land Use Planning for Housing, and the City Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton-Wentworth.
- 16. That leave be granted to introduce the following Bills:
  - (a) Bill C-47 A By-law to adopt Official Plan Amendment No. 107 respecting Land located at Municipal No. 2371 Barton Street East within the Nashdale Neighbourhood
  - (b) Bill C-48 A By-law to adopt Official Plan Amendment No. 108 respecting land located at Municipal No. 165 Burton Street within the Keith Neighbourhood (Industrial Section "A")

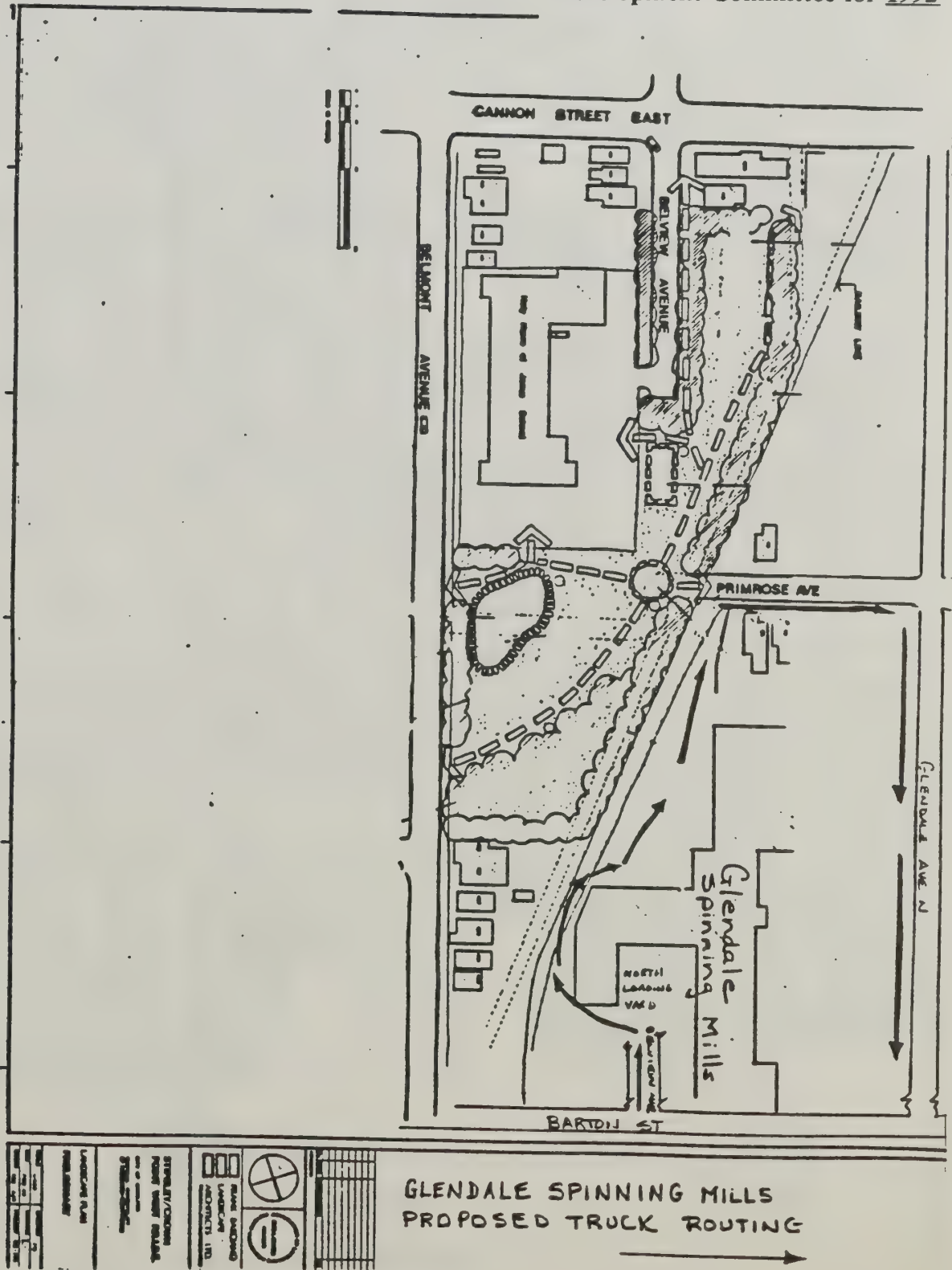
Respectfully submitted,

ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello  
Secretary  
1992 April 8

1992 April 14

Appendix "A" referred to  
in Section 9(a) of the Seventh  
Report of the Planning and  
Development Committee for 1992



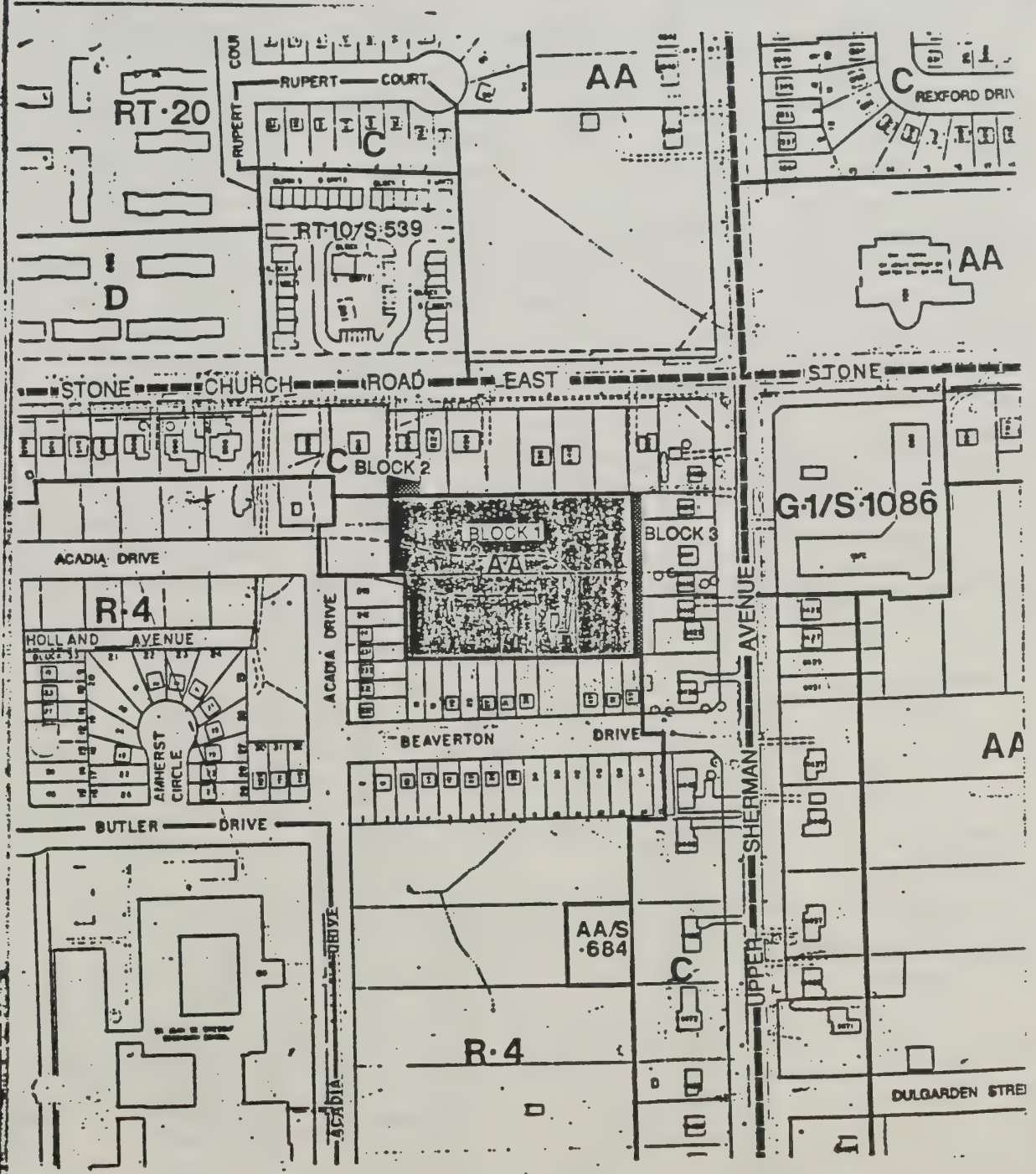
1992 April 14

Appendix "B" referred to  
in Section 10 of the Seventh  
Report of the Planning and  
Development Committee for 1992



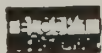
1992 April 14

Appendix "C" referred to  
in Section 11 of the Seventh  
Report of the Planning and  
Development Committee for 1992



**Legend**

Proposed changes in zoning from:



"AA" (Agricultural) District to "R-4" (Small Lot - Single Family Detached) District.

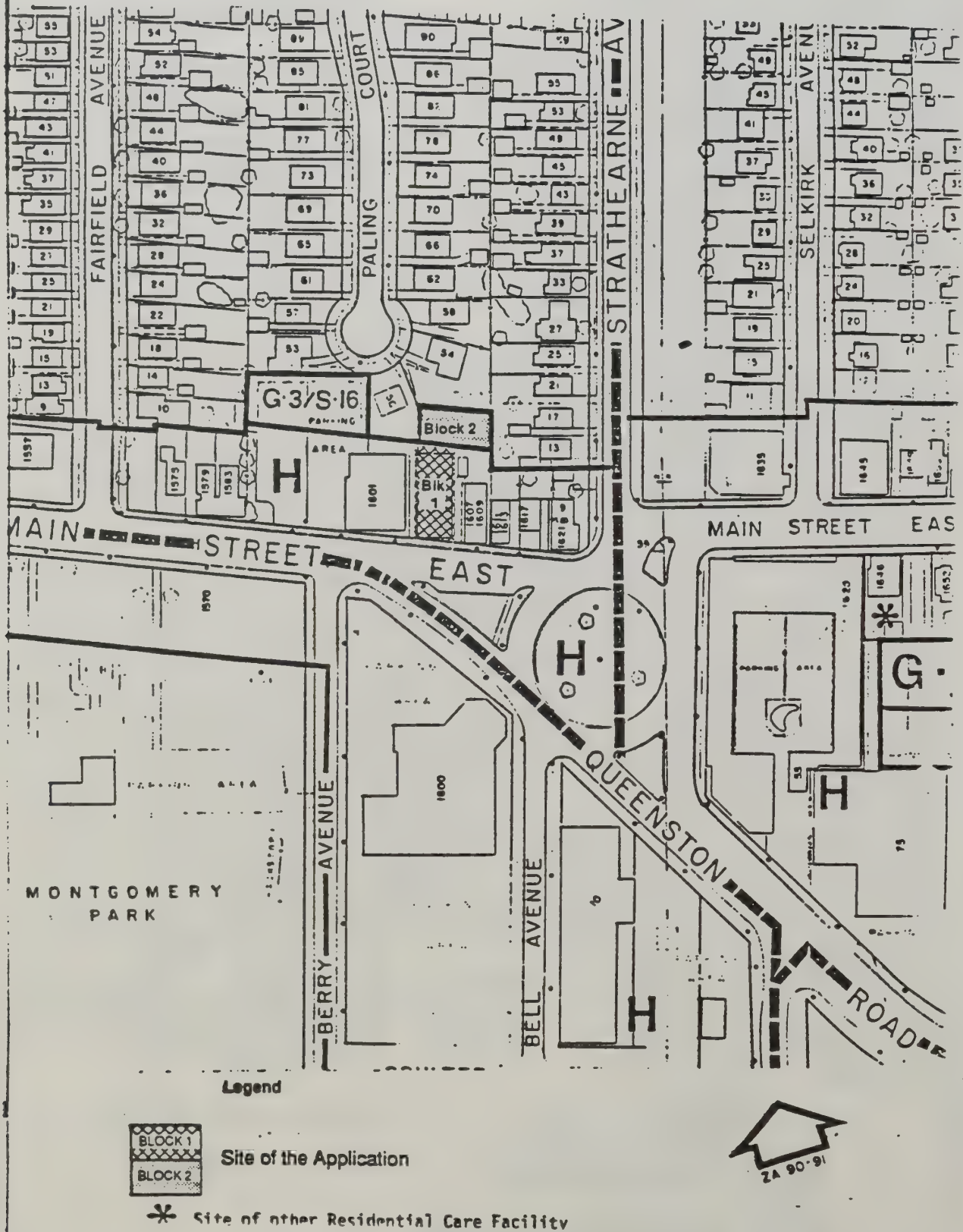


"C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot - Single Family Detached) District.



1992 April 14

Appendix "D" referred to  
in Section 12 of the Seventh  
Report of the Planning and  
Development Committee for 1992



## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **NINTH** Report for 1992 and respectfully recommends:

1. That approval be given to the Hamilton Shrine Club, Rameses & Ismailia Temple for a City Hall reviewing stand to be erected for use on Saturday, 1992 June 13 from 11:00 o'clock a.m. until 3:30 o'clock p.m. on the occasion of the Shrine Parade.
2. That approval be given to the action taken by the City Clerk in authorizing the Slovak Community to fly the Slovak Flag from 1992 March 13 to March 16 to celebrate the Independence Day of Slovakia.

3. (a) That civic awards be presented to the following members of the Leander Boat Club for winning the Open Men's Heavy-Weight Dash 8 at the 1991 Royal Canadian Henley Regatta:

Christopher Lach	-	Civic Gold Ring
Gregory Stevens	-	Diamond Insert
Chris Carroll	-	Diamond Insert
Volker Nolte	-	Civic Gold Ring
Helen Muir (coxswain)	-	Civic Gold Ring

- (b) That civic awards be presented to the following members of the Leander Boat Club for winning the Master's D-Class Men's 4 with Cox at the 1991 Royal Canadian Henley Regatta:

Vic Andreychuck	-	Diamond Insert
Con Andreychuck	-	Civic Gold Ring
Frank Corner	-	Civic Gold Ring
David Crosby	-	Civic Gold Ring
Carolyn Murphy (coxswain)	-	Civic Gold Ring

- (c) That civic awards be presented to the following members of the Leander Boat Club for winning the Senior 155 lb. four with Cox at the 1991 Royal Canadian Henley Regatta:

Joseph Camillo	-	Ruby Insert
John Sawler	-	Ruby Insert

4. (a) That permission be granted to Rev. L. W. Burns of Cathedral Boys' High School to use the Council Chambers on Sunday, 1992 April 26 from 7:00 o'clock p.m. and on Sunday, 1992 May 10 from 7:00 o'clock p.m. for Oratorical Contests for Secondary School Students.
- (b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
5. That the United Way of Burlington, Hamilton-Wentworth be granted permission to erect the United Way thermometer on the City Hall forecourt from mid-September until the end of 1992.
6. (a) That permission be granted to the Keep Hamilton Clean Committee to use the City Hall forecourt (or in the event of inclement weather Room 219) on Monday, 1992 May 4 from 4:00 to 5:00 o'clock p.m., for the 1992 Pitch-In Week Kick-off.
- (b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activities.
7. That a purchase order be issued to Imperial Oil Limited, Willowdale, being the lowest of ten proposals received for the supply and delivery of Petroleum Products to various locations during the next twelve months commencing 1992 May 2nd, in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal, and that this expenditure be financed through various approved accounts.

8. That a purchase order be issued to National General Filter Products Ltd., Brampton, for the supply and delivery of air filters for various locations, as and when required during 1992, 1993, 1994, being the lowest of five quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendors' quotations, and that this expenditure be financed through various approved accounts.
9.
  - (a) That the City of Hamilton enter into a Lease Agreement with "Major League Sports Bar Ltd." trading as "Don Cherry's Grapevine" for the purpose of establishing an outdoor patio restaurant situated on the south/west corner of the unused portion of the Main Street and Ferguson Avenue Municipal Carpark. The aforesaid leased area comprises approximately 716 square feet and the rental is \$1,340. for a period commencing 1992 May 1 and terminating on 1992 September 30. It is understood and agreed that the patio will include a right of access over the most westerly 4 foot of two (2) parking spaces adjacent to the east wall of the building at 157 Main Street East and the lands comprising the patio itself.
  - (b)
    - (i) That the Lease Agreement contain the proviso that the Lessee shall provide the City with liability insurance to the extent of \$2,000,000.
    - (ii) That the patio structure to be placed on this unused portion of the parking lot be constructed to the satisfaction of the General Manager of the Parking Authority.
    - (iii) That the Lessee be responsible for any business taxes as a result of the use of the patio restaurant.
  - (c) That the Mayor and City Clerk be authorized and directed to execute a Lease Agreement in a form satisfactory to the City Solicitor.
10.
  - (a) That the City Treasurer be authorized to make application to the Minister of Transportation for the City of Hamilton 1992 Normal and Supplementary Requests for Subsidy Monies under the Public Transportation and Highway Improvement based on the estimated maintenance and construction expenditures (both total and eligible) as indicated on the schedule attached herewith and marked Appendix "A"; and,

- (b) That the City Treasurer be authorized to petition the Minister for subsidy payments as necessary.
11. That as referred to in Section 23 of the Fifth Report of the Transport and Environment Committee for 1992, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct a combined concrete sidewalk and curb on the south side of Carling Street from Macklin Street to approximately 98 metres easterly at an estimated gross cost of \$17,500. with a City's share of \$7,274.32 to be financed from the 1992 Capital levy and the balance of \$10,225.68, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$10,225.68 for a term not to exceed 20 years for the above project.
12. That as referred to in Section 22 of the Fifth Report of the Transport and Environment Committee for 1992, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct the following projects:
- (a) Beaverton Avenue from Upper Sherman Avenue to Acadia Drive - roadway only at an estimated gross cost of \$113,100. with a City's share of \$31,691.62 to be financed from the 1992 Capital levy and the balance of \$81,408.38, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$81,408.38 for a term not to exceed 20 years for the above project.
  - (b) Acadia Drive from Butler Drive to approximately 50 meters southerly (west side only) - sidewalks and curbs at an estimated gross cost of \$7,500., with a City's share of \$650. to be financed from the 1992 Capital levy and the balance of \$6,850., being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$6,850. for a term not to exceed 20 years for the above project.

- (c) Acadia Drive from Butler Drive to approximately 50 meters southerly - roadway only at an estimated gross cost of \$22,500. with a City's share of \$2,430. to be financed from the 1992 Capital levy and the balance of \$20,070., being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$20,070. for a term not to exceed 20 years for the above project.
  - (d) Acadia Drive from approximately 128 metres south of Butler Drive to approximately 77 metres southerly (west side only) - sidewalks only at an estimated gross cost of \$9,200., with a City's share of \$3,040. to be financed from the 1992 Capital levy and the balance of \$6,160. being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$6,160. for a term not to exceed 20 years for the above project.
  - (e) Beaverton Avenue from Upper Sherman Avenue to Acadia Drive (north side only) - sidewalks and curbs at an estimated gross cost of \$23,400., being the owner's share to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$23,400. for a term not to exceed 20 years for the above project.
13. That after hearing the evidence and reviewing the submission of complainant, D. M. Industries Incorporated, the Council for the Corporation of the City of Hamilton hereby confirms the development charges imposed on the property located at 26 Arrowsmith Road as having been properly imposed pursuant to the City Development Charges By-law 90-74.
14. That after reviewing the submission of the complainant, Ronald McDonald House, the Council of the Corporation of the City of Hamilton hereby amends the Development Charges with respect to 1510 Main Street West, thereby reducing the City's Development Charges of \$6,114.43 to zero.

15. That the following resolution from the City of Peterborough respecting an amendment to the Fire Department Act to include criteria which an Arbitrator would use in Collective Agreement arbitrations to reflect the ability of a municipality to fund the award, be received:

"That the Solicitor General be petitioned to amend the Fire Act to provide for the inclusion of a section in the Act which limits any increases to the municipalities ability to pay;

And that a copy of this resolution be forwarded to other Ontario municipalities of 45,000 population or more for their consideration and endorsement;

And that a copy of the resolution also be forwarded to the Association of Municipalities of Ontario and Mrs. Jenny Carter, M.P.P."

16. (a) That approval be given to compile a taxation brochure, similar to last year's, which indicates the portion of taxes levied by each taxing body, a brief summary of services provided, and the names and telephone numbers of members of Council for the City and trustees for the Boards of Education;
- (b) That the estimated cost of \$15,000. for printing and mailing be charged to the Reserve for Contingency account, which was the source of funding for this expenditure in 1991; and
- (c) That the Region, and the Boards of Education, be requested to share the costs on a pro-rata basis calculated on each share of the tax levy.
17. That \$14,266.30 of the available balance of capital funds of \$52,292.91 previously allocated for mechanical and electrical renovations to the Macassa Park apartments be utilized for a building condition survey of the Ada Pritchard and Macassa Park apartments, as approved by the Board of Directors of the Hamilton Housing Company, and the remainder of \$38,026.61 be returned to the City Treasury. The expenditure of \$14,266.30 shall be charged to the account CF 5698 319041005.

18. (a) That the City of Hamilton enter into a twenty (20) year agreement with Otis Canada Inc., Hamilton, subject to Ontario Municipal Board approval, to provide extended coverage maintenance for Otis elevators, dumbwaiters and escalators at various locations. By entering into this agreement the City will receive a 7% discount for long term agreement and a 4% potential volume discount if all parties participate.
- (b) That the City Solicitor be authorized to apply for O.M.B. approval.
- (c) That an agreement be entered into satisfactory to the City Solicitor.
19. That the City of Hamilton request the Regional Municipality of Hamilton-Wentworth to declare the City as a "tourist area" in order to allow Sunday Shopping.

Recorded vote on Section 19

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Morelli, Agostino, D'Amico. - 7.

NAYS: Aldermen Cooke, Kiss, Copps, Wilson, Eisenberger, Charters, Merling, Anderson, Ross. -9.

**LOST.**

20. That approval be given to the Environment Week Shadow Project Committee to paint chalk drawings on downtown sidewalks on King, Main, James and John Streets; on Westdale Shopping area sidewalks on King Street; and on Concession Street shopping area sidewalks on Concession between Upper Gage and Upper Wentworth Streets. The drawings will be done the evening of 1992 May 31st, or on 1992 June 1st as a rain alternative. The drawings will be done by local environment groups such as the Bruce Trail Association, the Boy Scouts and Girl Guides and School Clubs.
21. For the information of the members of City Council, the Finance and Administration Committee at its 1992 April 9th meeting, reconfirmed the original Terms of Reference of the English Language Sub-Committee.

1992 April 14

22. That leave be granted to introduce the following Bill:

- (a) Bill H-22 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN B. CHARTERS, VICE-CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1992 April 9**

1992 April 14

Appendix "A" referred to in  
Section 10 of the Ninth  
Report of the Finance and  
Administration Committee for  
1992.

City of Hamilton  
Treasury

The Public Transportation and Highway Improvement Act  
1992 Request for Allocation of Subsidy Monies

Detail of Expenditure (1)	Estimated		
	Total Expenditure (2)	Eligible Expenditure (3)	Subsidy Dollars (4)
<u>Normal Application</u>			
Maintenance	10,097,300	9,394,490	4,672,245
Construction	7,532,180	4,728,110	2,364,055
	<u>17,629,480</u>	<u>14,122,600</u>	<u>7,036,300</u>
<u>Supplementary Application</u>			
Construction	9,003,940 *	4,538,880	2,364,055
Total Normal and Supplementary Applications	<u>26,633,420</u>	<u>18,661,480</u>	<u>9,400,355</u>

\* These expenditures will represent 100% dollars unless Supplementary Application is approved.

1992 April 14

## **REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **TENTH** Report for 1992 and respectfully recommends:

1. (a) That Mr. Allan C. Ross be appointed to the position of City Treasurer effective 1992 May 13, upon agreement on the terms and conditions of employment; and,
- (b) That the Commissioner of Human Resources and the Chief Administrative Officer be authorized to negotiate the provisions of a contract with Mr. Ross within Salary Schedule "B", for a term of 3 years. Said contract to be signed by both parties prior to the commencement of employment.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1992 April 14**



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25079	X. RED/ROUGE X.	BX2507

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